10627



Washington, Tuesday, November 14, 1961

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### Volume 74

## UNITED STATES STATUTES AT LARGE

[86th Cong., 2d Sess.]

Contains laws and concurrent resolutions enacted by the Congress during 1960, proposed amendment to the Constitution, and Presidential proclamations

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# Presidential Documents

## Title 3—THE PRESIDENT

Executive Order 10975

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BE-TWEEN PAN AMERICAN WORLD AIRWAYS, INC. AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between Pan American World Airways, Inc. a carrier, and certain of its employees represented by the Air Line Pilots Association, International, a labor organization; and

WHEREAS this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce to a degree such as to deprive a section of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by Section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate this dispute. No member of the board shall be pecuniarily or otherwise interested in any organization of airline employees or any carrier.

The board shall report its findings to the President with respect to the dispute within thirty days from the date of this order.

As provided by Section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by Pan American World Airways, Inc. or by its employees, in the condition out of which the dispute arose.

JOHN F. KENNEDY

THE WHITE HOUSE, November 10, 1961.

[F.R. Doc. 61-10883; Filed, Nov. 13, 1961; 10:00 a.m.]

# Rules and Regulations

## Title 7—AGRICULTURE

Chapter IV—Federal Crop Insurance Corporation, Department of Agri-

> PART 401—FEDERAL CROP **INSURANCE**

PART 403—PEACH CROP **INSURANCE** 

## Subpart—Regulations for the 1962 and Succeeding Crop Years

Pursuant to the authority contained in the Federal Crop Insurance Act, as amended, the regulations set forth in this part are hereby issued to be in force and effect with respect to peach crop insurance contracts for the 1962 and succeeding crop years until amended or superseded. These regulations replace for the 1962 and succeeding crop years with respect to crop insurance on peaches §§ 401.1 through 401.11 and § 401.26 of Part 401—Federal Crop Insurance, Subpart—Regulations for the 1961 and Succeeding Crop Years.

Secs.

- Availability of peach crop insurance. Premium rates and amounts of in-403.1
- 403.2 surance.
- Application for insurance.
- 403.4 Public notice of indemnities paid.
- 403.5 Creditors
- The application and the policy.

AUTHORITY: § 403.1 to § 403.6 issued under secs. 506, 516, 52 Stat. 73, as amended, 77, as amended, 7 U.S.C. 1506, 1516.

## § 403.1 Availability of peach crop in-

Peach crop insurance shall be offered for the 1962 and succeeding crop years under the provision of § 403.1 through § 403.6 in counties within limits prescribed by and in accordance with the provision of the Federal Crop Insurance Act as amended. The counties shall be designated by the Manager of the Corporation from a list of counties approved by the Board of Directors of the Corporation for peach crop insurance. The counties designated by the Manager shall be published by appendix to this section.

## § 403.2 Premium rates and amounts of

The Manager shall establish premium rates and the amounts of insurance per acre which shall be shown on the county actuarial table on file in the county office. Such premium rates and amounts of insurance may be changed from year to year.

## § 403.3 Application for insurance.

Application for insurance may be submitted as provided in § 403.6 at the county office for the Corporation. The Corporation reserves the right to discontinue the acceptance of applications in any county upon its determination that the insurance risk involved is excessive and also, for the same reason, to reject any individual application notwithstanding the closing date for acceptance of applications. Such closing date shall be February 1 preceding the first crop year for which insurance is to be in effect.

#### § 403.4 Public notice of indemnities paid.

The Corporation shall provide for posting annually in each county at the county courthouse a listing of the indemnities paid in the county.

#### § 403.5 Creditors.

An interest of a person other than the insured in an insured crop existing by virtue of a lien, mortgage, garnishment, levy, execution, bankruptcy, or any involuntary transfer shall not entitle the holder of the interest to any benefit under the contract other than as provided in the application and policy set forth in § 403.6.

## § 403.6 The application and the policy.

The provisions of the Application and Policy for Peach Crop Insurance for the 1962 and succeeding crop years are as follows:

Application and Policy Form FCI-812-Peach UNITED STATES DEPARTMENT OF AGRICULTURE

FEDERAL CROP INSURANCE CORPORATION

APPLICATION AND POLICY FOR PEACH CROP INSURANCE

(For 196\_\_ and Succeeding Crop Years)

\_\_\_\_\_

#### (State and County Code and Contract Number)

(Name and Address of insured)

## (County)

undersigned applicant (herein called the "insured"), subject to the appli-cable provisions of the regulations of the Federal Crop Insurance Corporation (herein called the "Corporation"), hereby applies to the Corporation for insurance on his interest in peach crops (hereinafter called "the in-sured crop") located in the above-identified county (hereinafter called "the county"). The insured applies for the amount of insurance shown below which shall be an amount shown on the county actuarial table on file in the Corporation's office for the county. The amounts of insurance available each crop year and prescribed premium rates each crop year are shown on the county actuarial table from year to year. In counties where alternative amounts of insurance per acre are made available for election by the insured, the insured may change the amount of insurance which was in effect for a prior crop year and elect a new amount of insurance per acre by notifying the county office before the date insurance attaches for the crop year for which the change is to become effective. Unless the contract of insurance is canceled or terminated pursuant to the terms hereof, the amount of insurance per acre in effect for a crop year shall be the amount of insurance most recently elected by the insured and shown on a form prescribed for such purpose not to exceed the

maximum dollar amount per acre shown o the county actuarial table for such cro year, except that when alternative amount of insurance are not offered, the amount of insurance per acre for a crop year shall be the amount prescribed by the Corporation

(Dollar Amount of Insurance Elected) \$\_\_\_\_ per acre

2. Causes of loss insured against. The ir surance provided is against unavoidable damage or loss resulting from frost, freez hurricane, tornado, hail, or windstorm whe accompanied by hail, subject, however, t any exceptions, exclusions or limitations wit respect to such causes of loss as are set fort on the county actuarial table.

3. Insured crop. Only peaches grown o insurable acreage in any crop year as show on the county actuarial table (a) in whic the insured had an interest on the dai insurance attaches, (b) which are grown o acreage on which the trees have reached th fourth growing season, and (c) which as grown on acreage having a minimum poter tial production on the date insurance a

- taches of 100 bushels per acre are insure 4. Responsibility of insured to repo acreage and interest. The insured at th time of filing this application shall als file on a form prescribed by the Corporatio a report of all the acreage of the insure crop in the county in which he has a interest and show his interest therein. Suc report shall include a designation of a the acreage of peaches whch is uninsurab under the provisions of the preceding section This report may be revised for any crop yes before insurance attaches if the acreage an interest therein has changed and the late report filed shall be considered as the bas for continuation of insurance from year t year, subject to revision as provided hereit The Corporation reserves the right to de termine the actual acreage and the insured interest therein. The acreage and interest insured shall be the acreage and interest reported by the insured or as determined t the Corporation, whichever the Corporatio shall elect.
- 5. The contract. Upon acceptance of the application by the Corporation, the cor tract shall be in effect for the crop yes specified above and shall continue for eac succeeding crop year until canceled or term nated in accordance with the applicab provisions of the contract. This applica tion and policy, endorsements and supply ments thereto, if any, and the count actuarial tables for each crop year on fi in the Corporation's office for the count shall constitute the contract for peach ir surance. Any changes made in the contract shall not affect the continuity from yes to year.
- 6. Insurance period. For each crop yes insurance attaches on February 1 or upo acceptance of the application for such cro year whichever is later and as to any insure acreage ceases upon consent to abandor upon harvest, or September 1, whicheve occurs first.
- 7. Annual premium. (a) The annus premium for each unit shall be earned an payable on the date insurance attaches an shall be determined by multiplying the ar plicable amount of insurance for the insure acreage by the applicable premium rate pe hundred dollars and multiplying the produc thereof by the insured's interest at the tim insurance attaches and, where applicable applying the discount herein provided.

(b) The insured's annual premium for a insured crop shall be reduced 5 percent 1 ne has had three consecutive years of insurance on such crop immediately precedng the current crop year (eliminating any year in which a premium was not earned) without a loss for which an indemnity was paid. For each such additional consecutive year of insurance on such crop without a oss for which an indemnity was paid, the nsured's annual premium shall be reduced in additional 5 percent, except that the otal reduction shall not exceed 25 percent. if an insured has a loss on a crop for which ndemnity is paid, the number of such consecutive years of insurance on such crop without a loss for which an indemnity was faid shall be reduced by 3 years: Provided, That, where the insured has 7 or more such rears, a reduction to 4 shall be made and where the insured has 3 or less such years, a reduction to zero shall be made.

(c) If, for any crop year, the premium is ess than \$50.00 it shall be increased to 350.00.

8. This application, when executed by a person as an individual shall not cover his nterest in a crop produced by a partnership or other entity.

9. Premium note. In consideration hereof, the insured promises to pay to the order of the Federal Crop Insurance Corporation each rop year of the contract the annual prenium and further agrees that any amount lue the Corporation by the insured may be leducted from any indemnity payable to he insured and when not prohibited by law. rom any loan or payment otherwise due hé insured under any program administered by the United States Department of Agri-

(Signature of applicant) · (Date)

(Witness to signature)

10. Recommended for acceptance by:

(Corporation Representative) 11. Accepted for the corporation by:

(State Director) (Date)

(County office address)

12. Life of contract. This contract is nonancelable the first crop year and shall coninue in effect for each succeeding crop year intil either the insured or Corporation canels the contract by giving written notice to the other by December 31 immediately preeding the crop year for which the cancellaion is to become effective. The contract hall, however, terminate for nonpayment of remium if such premium is not paid by fanuary 31, following the crop year in which he premium was earned.

13. Notice of damage or loss. (a) It shall e a condition precedent to payment of any ndemnity on any insurance unit (herein-iter called "unit") hereunder that the inured report each damage to the insured rop from a cause of loss insured against to he county office immediately after such lamage becomes apparent giving the date, ause, and estimated extent of such damage. f not so reported within seven days, the corporation reserves the right-to reject any laim arising out of such damage on the unit f it determines that it has been prejudiced by such failure to report or by failure to give notice as required in subsection (b) of this ection.

(b) Notice of the time of intended haresting shall be given to the county office at east seven days before the beginning of harest if a loss is to be claimed, and a final djustment has not been made by that time. 'rovided, however, If damage occurs within he seven-day period before the beginning f harvest, or during harvest, and a loss is o be claimed, notice shall be given immeliately.

14. Amount of loss and proof of loss. (a) my claim for loss on an insurance unit shall be submitted to the Corporation on a form prescribed by the Corporation within 30 days after the amount of loss has been

determined by the Corporation.
(b) Losses shall be determined separately for each unit. The amount of loss with respect to any unit shall be determined by (1) multiplying the insured acreage of peaches on the unit by the applicable amount of insurance per acre, (2) multiplying the result thus obtained by the applicable percent of damage determined in accordance with subsection (c) of this section and (3) multiplying the result by the insured interest.

(c) Reported damages from insured causes shall be indemnified on the basis of appraisals made by the Corporation and the percent of any damage shall be the ratio of the number of bushels of peaches damaged by an insured cause as determined by the Corporation to the number of bushels which would have been produced as determined by the Corporation (hereinafter called the "potential") had no insured or uninsured damage occurred. Any indemnity payable on a unit in any crop year shall be based upon and limited to the following:

First Period. Loss from an insured cause occurring during the period February 1 to April 15 inclusive-Damage in excess of 50 percent of the potential for this period.

The potential herein shall be based upon the age, size, condition, and other productive capabilities of the trees.

Second Period. Loss from an insured cause occurring during the period April 16 to May 15 inclusive—Damage in excess of 20 percent of the potential for this period: Provided. however, That any damage reported and appraised in the First Period of 20 percent or more shall satisfy this deductible.

The potential herein shall be based upon the undamaged peaches on the trees at the time damage occurred; but, shall not exceed the potential, if any, which was or could have been established as provided in the First Period.

The aggregate of indemnities payable for any unit through this period shall not exceed 80 percent of the amount of insurance.

Third Period. Loss from an insured cause occurring after May 15—Damage in excess of 10 percent of the potential for this period: Provided, however, That any damage re-ported and appraised in one of the previous periods of 10 percent, or more shall satisfy this deductible.

The potential herein shall be based upon the undamaged peaches on the trees at the time damage occurred but prior to the normal droppage shall not exceed the potential, if any, last established or which was or could have been established as provided in the First Period.

The aggregate indemnities payable for any unit through this period shall not exceed 90 percent of the amount of insurance.

If damage occurs in more than one period and the damage applicable to each period is indeterminable, it shall be distributed equally to each period involved and adjusted on the basis of establishing potentials as though the damages thus distributed had been determined in the usual manner and the indemnity payable shall be based upon the amount of insurance provided for the respective periods involved.

(d) Consent to abandon any acreage may be given if upon notice and inspection the Corporation determines that the crop is damaged to the extent that it would be impractical for the insured to further care for such crop. If for any unit consent to abandon is given, the crop may be considered by the Corporation to be totally destroyed. The Corporation shall not be liable on any insured acreage abandoned by the insured without the written consent of the Corpora-

(e) It shall be a condition precedent to payment of any claim that the insured furnish any information required by the Corporation regarding the manner and extent of damage or loss. The Corporation reserves the right to delay final appraisal of the extent of any damage and the settlement of any claim until after the period of normal droppage or until the extent of damage can reasonably be determined. If a normal crop as determined by the Corporation on the basis of the age, size, condition and other productive capabilities of the trees remains on the trees after any damage or damages there shall be no indemnity payable.

15. Abundonment of crop. There shall be no abandonment of the insured crop or por-

tion thereof to the Corporation.

16. Contract changes. After the first crop year the Corporation reserves the right to amend or change the terms of this contract from year to year. Notice thereof shall be mailed to the insured or made available at the county office by the December 15 im-mediately preceding the beginning of the crop year for which such amendment is to become effective. Acceptance of the changes will be conclusive in the absence of any notice from the insured to cancel the contract as provided in paragraph 12, above.
17. Collateral assignment—Transfer of in-

terest. The right to an indemnity in any crop year may be assigned as security upon prior approval of the Corporation. If the insured transfers his interest in the insured crop in any crop year he may, upon prior approval of the Corporation, transfer his right to an indemnity for such crop year with respect to the transferred interest in the insured crop. Any assignment or transfer shall be made on assignment or transfer forms prescribed by the Corporation and shall be subject to all the terms set forth thereon and to the terms hereof.

18. Insured interest. For the purpose of determining the amount of indemnity the interest insured shall not exceed the interest of the insured at the time of damage as determined by the Corporation.

19. Misrepresentation and fraud. The Corporation may void the contract without affecting the insured's liability for any earned premium(s) if at any time the insured has concealed or misrepresented any material fact or committed any fraudulent act against the Corporation and such voidance shall be effective as of the beginning of the crop year which relates to the insured crop with respect to which any such act or omission occurred. .

20. Subrogation. The insured (including his assignee or transferee) assigns to the Corporation all rights of recovery against any person for loss or damage to the extent that payment hereunder is made and shall execute all papers required and take appropriate action to secure such rights.

21. Cause of loss not insured against. The contract shall not cover any loss due to neglect or malfeasance of the insured, any member of his household, his tenants, or employees, or failure to follow recognized good farming practices, or to any cause other than a cause insured against.

22. Payment of indemnity. demnity will be paid within 30 days after a claim therefor is approved by the Corporation but in no event shall the Corpora-tion be liable for interest or damages in

connection with such claim.

(b) If the insured dies or is judicially declared incompetent before insurance attaches in any crop year, the contract shall terminate as of the date of death or judicial declaration, but if such an event occurs after insurance attaches in any crop year the contract shall terminate at the end of such crop year and any indemnity payable shall be paid to the person or persons the Corporation determines to be beneficially entitled thereto.

23. Meaning of terms. For purposes of in-

surance on peaches the terms:
(a) "County actuarial table" means the forms and related material which are approved by the Corporation which are on file for public inspection in the county office and which show the applicable amounts of insurance, premium rates, and related information with respect to peach crop insurance for each crop year in the county.
(b) "County office" means the Corpora-

tion's office for the county shown in this application and policy or such office as may be designated by the Corporation from time

(c) "County" means the area shown on the county actuarial table which may include units located in a local producing area bordering on the county.

(d) "Crop year" means the calendar year

in which insurance attaches.
(e) "Harvest" means any severance of peaches from the trees by picking or pick-

ing the marketable peaches from the ground.

(f) "Insurance unit" means all insurable acreage of peaches in the county (1) in which the insured has 100 percent interest on the date insurance attaches for the crop year that is located on contiguous land under the same ownership, or (2) in which two or more persons have 100 percent interest on the date insurance attaches for the crop year that is located on contiguous land under the same ownership, excluding any other acreage of peaches in which such persons do not have 100 percent interest on such date. Land rented for cash or for a fixed commodity payment shall be considered as owned by the lessee. Contiguous land shall include only land that is touching at any point except that land that is separated only by a public or private way shall The Corporation be considered contiguous. may by agreement in writing with the insured before insurance attaches in any crop year combine units for the purpose of providing premium benefits resulting from the acreage of the varieties of peaches on the

NOTE: The reporting requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Adopted by the Board of Directors on November 3, 1961.

[SEAL]

EARLL H. NIKKEL, Secretary.

Federal Crop Insurance Corporation.

Approved: November 8, 1961.

JAMES T. RALPH. Assistant Secretary.

[F.R. Doc. 61-10805; Filed, Nov. 13, 1961; 8:47 a.m.]

Chapter IX—Agricultural Marketing Service and Agricultural Stabilization and Conservation Service (Marketing Agreements and Orders), Department of Agriculture

SUBCHAPTER A-MARKETING ORDERS [Milk Order 27]

### PART 927—MILK IN NEW YORK-NEW JERSEY MARKETING AREA

## Order Amending Order; Correction

In the order amending the New York-New Jersey milk order issued October 26,

1961, and published in the Federal Reg-ISTER on October 31, 1961 (26 F.R. 10155) insert the following immediately preceding the signature clause in the first column of page 10160: "Effective date: December 1, 1961".

Signed at Washington, D.C., on November 7, 1961.

JAMES T. RALPH, Assistant Secretary.

[F.R. Doc. 61-10839; Filed, Nov. 13, 1961; 8:50 a.m.]

#### SUBCHAPTER B-PROHIBITIONS OF IMPORTED COMMODITIES

#### PART 1070—ONIONS

#### Import Restrictions

Findings. (a) Notice of rule making regarding proposed restrictions on the importation of onions into the United States, to be made effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674; P.L. 87-128), was published in the FED-ERAL REGISTER September 16, 1961 (26 F.R. 8674). The notice afforded interested persons an opportunity to file data, views, or arguments in regard thereto not later than 20 days after publication. Subsequent to publication of this notice a number of statements and views were filed establishing good cause for extending the filing period. Accordingly, an amended notice was published in the October 10, 1961, Federal Register (26 F.R. 9555), extending the filing period to October 21, 1961, and the proposed effective date was changed. Within the period specified, a number of statements were filed indicating a need for modification of the proposal. Also, a number of statements were filed supporting the published proposal. After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, and the data, views, and arguments submitted by interested parties, it is hereby found that the restrictions on the importation of onions into the United States, as hereinafter provided, comply with the grade, size, and quality requirements applicable to onions produced in the United States, and effective under Marketing Order No. 117 (7 CFR Part 1017) regulating the handling of onions grown in designated counties of Idaho and eastern Oregon.

(b) It is hereby further found that good cause exists for not postponing the effective date of this regulation beyond December 4, 1961 (5 U.S.C. 1001-1011) in that (1) the requirements established by this import regulation are issued pursuant to Section 8e of the said Agricultural Marketing Agreement Act, as amended, which makes such regulation mandatory; (2) all known onion importers were notified of the proposed regulation, many of whom filed views on it; (3) notice that this action was

being considered was published in the FEDERAL REGISTER on September 16, 1961 (26 F.R. 8674), and such notice is hereby determined to be reasonable.

#### § 1070.1 Onion Regulation No. 1.

- (a) Import restrictions. During the period from December 4, 1961, to June 30, 1962, both dates inclusive, no person shall import dry onions of any variety, unless the onions are inspected and meet the requirements of the U.S. No. 2 grade, or better, and for yellow varieties, 2 inches minimum diameter.
- (b) Condition. Due consideration shall be given to the time required for transportation and entry of onions into the United States. For onions with transit time from country of origin to entry into the United States of ten or more days, onions otherwise meeting import quality and size requirements may be entered if they meet an average tolerance for decay of not more than 5 percent.
- (c) Minimum quantity. Any importation which in the aggregate does not exceed 100 pounds in any day, may be imported without regard to the provisions of paragraph (a) of this section.
- (d) Plant quarantine. Provisions of this section shall not supersede the restrictions or prohibitions on onions under the Plant Quarantine Act of 1912
- (e) Designation of governmental inspection service. The Federal or the Federal-State Inspection Service, Fruit and Vegetable Division, Agricultura Marketing Service, United States Department of Agriculture, is the inspection service for certifying the grade size, quality, and maturity of onions that are imported into the United States under the provisions of section 8e of the act.
- (f) Inspection and official inspection certificates. (1) Inspection by the Federal or Federal-State Inspection Service with appropriate evidence thereof in the form of an official inspection certificate issued by the respective service, applicable to the particular shipment of onions is required on all imports of onions. Each lot shall be made available and accessible for inspection. Inspection and certification will be available in accordance with the rules and regulations governing inspection and certification of fresh fruits, vegetables and other products (Part 51 of this title). Since inspectors may not be stationed in the immediate vicinity of some smaller ports of-entry, importers of onions should make advance arrangements for inspection by ascertaining whether or no there is an inspector located at their particular port of entry. For all ports of entry where an inspection office is no located, each importer must give the specified advance notice to the applicable office listed below prior to the time the onions will be imported.

Ports	Office	Advance notice
All Texas points.	W. T. McNabb, P.O. Box 111, 222 McClendon Bldg., 305 E. Jackson St., Har- lingen, Tex. (Tel.: Gar- field 3-5644).	1 day.
All Arizona points.	R. H. Bertelson, 305 American Ave., P.O. Box 1646, Nogales, Ariz. (Tel.: Atwater 7–2902).	.Do.
All California points.	Carley D. Williams, 294 Wholesale Terminal Bldg., 784 S. Central Ave., Los Angeles 21, Calif. (Tel.: Madison 2-8756).	3 days.
New York City.	Edward J. Beller, 346 Broadway, Room 306, New York 13, N.Y. (Tel.: Rector 2-8000, Ext. 807).	1 day.
New Orleans	Pascal J. Lamarca, T-5027 Federal Office Bldg., 701 Loyola Ave., New Orle- ans 12, La. (Tel.: 529- 2411, Ext. 6741).	Do.
All other points.	E. E. Conklin, Chief, Fresh Products Standardization and Inspection Branch, Fruit and Vegetable Di- vision, AMS, Washing- ton 25, D.C. (Tel.: Dud- ley 8-5870).	3 days.

(2) Inspection certificates shall cover only the quantity of onions that is being imported at a particular port of entry by a particular importer.

- (3) The inspections performed, and certificates issued, by the Federal or Federal-State Inspection Service shall be in accordance with the rules and regulations of the Department governing the inspection and certification of fresh fruits, vegetables, and other products (Part 51 of this title). The cost of any inspection and certification shall be borne by the applicant therefor.
- (4) Each inspection certificate issued with respect to any onions to be imported into the United States shall set forth, among other things:
  - (i) The date and place of inspection;
- (ii) The name of the shipper, or applicant;
  - (iii) The commodity inspected;
- (iv) The quantity of the commodity covered by the certificate;
- (v) The principal identifying marks on the containers:
- (vi) The railroad car initials and number, the truck and trailer license number, the name of the vessel, or other identification of the shipment; and
- (vii) The following statement, if the facts warrant:

Meets U.S. Import requirements under section 8e of the Agricultural Marketing Agreement Act of 1937, as amended.

- (g) Reconditioning prior to importation. Nothing contained in this part shall be deemed to preclude any importer from reconditioning prior to importation any shipment of onions for the purpose of making it eligible for importation.
- (h) Definitions. (1) For the purpose of this part, "onions" means all varieties of Allium cepa marketed dry, except dehydrated onions, onion sets, green onions, and pickling onions. Onions commonly referred to as "braided," that is, with tops, may be imported if they meet the grade and size requirements except for top length. The term "U.S. No. 2" shall have the same meaning as when used in the United States Standards for

Onions (§§ 51.2830 to 51.2850, inclusive, of this title; 26 F.R. 2817). Application of tolerances, as set forth in § 51.2838 of this title of the United States Standards for Onions, shall apply.

(2) "Importation" means release from custody of the United States Bureau of Customs.

Dated: November 8, 1961, to become effective December 4, 1961.

FLOYD F. HEDLUND, Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 61-10838; Filed, Nov. 13, 1961; 8:50 a.m.]

# Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business
Administration

[Revision 2; Amdt. 8]

## PART 121—SMALL BUSINESS SIZE STANDARDS

## Custodial and Janitorial Service Contracts

On January 19, 1961, there was published in the FEDERAL REGISTER (26 F.R. 488) a notice of a hearing to be held for the custodial and janitorial service industry to determine the appropriate small business size standards to be applied to that industry. On February 23, 1961, such hearing was held and testimony received.

On June 10, 1961, there was published in the Federal Register (26 F.R. 5236) a notice that the Administrator of the Small Business Administration proposed to amend the definition of small business for the custodial and janitorial service industry for the purpose of Government procurements and SBA business loans based on the aforementioned hearing. The proposed amendment would have changed the definition so that a small business in this industry would be defined as a concern which has average annual receipts of \$500,000 or less for its preceding three fiscal years.

Interested persons were given an opportunity to present their comments or suggestions pertaining thereto, to the Office of Small Business Size Standards, within 30 days after the date of publication of the notice in the FEDERAL REG-ISTER. The comments indicated generally that the proposed size standard of average annual receipts of \$500,000 or less for the preceding three fiscal years was too low and, therefore, would deny many small businesses within this in-dustry the opportunity to receive assistance from the Small Business Administration. However, there was a clear indication that a higher figure of average annual receipts would be more equitable and it was suggested that the size standard for the purpose of Government procurement for the custodial and janitorial service industry be the same as the size standard for that industry for the pur-

pose of receiving financial assistance from this Agency.

After consideration of all such relevant matter as was presented by interested persons regarding the proposed amendment and consideration of a study of Government procurements for the services of this industry, the amendment, as proposed in 26 F.R. 5236, is not adopted. In lieu thereof, the amendment set forth below for the size standard for the custodial and janitorial service industry is hereby adopted.

The Small Business Size Standards Regulation (Revision 2) (26 F.R. 812), as amended (26 F.R. 1441, 1983, 2778, 3064, 5708, 6642, 8592), is hereby furtheramended by adding new subparagraph (8) to § 121.3–8(a) as follows:

## § 121.3-8 Definition of small business for Government procurement.

- (a) Small business definitions. \* \* \*
- (8) Custodial and janitorial service contracts. For the purpose of bidding on contracts for custodial and janitorial services, any concern is small if its average annual receipts for the preceding three fiscal years do not exceed \$1,000,000.

Effective date. This amendment shall become effective 60 days after publication in the Federal Register.

JOHN E. HORNE, Administrator.

OCTOBER 18, 1961.

[F.R. Doc. 61-10807; Filed, Nov. 13, 1961; 8:47 a.m.]

[Revision 2; Amdt. 9]

# PART 121—SMALL BUSINESS SIZE STANDARDS

## Definition of Small Business for Government Procurement

A review of the Small Business Certificates issued by this Agency to concerns bidding on contracts for rubber footwear, tires and inner tubes, small arms and small arms ammunition, has revealed that certificates for such products have been issued to every applicant which, together with its affiliates, employed 1,000 or less persons. In order to expedite the procurement program andeliminate the need for such concerns to apply directly to the Small Business Administration for a size determination, the following amendments are adopted. After the effective date set forth below, any concern may self-certify that it is a small business for rubber footwear, tires and inner tubes, small arms, or small arms ammunition contracts if it is independently owned and operated, not dominant in its field of operation, and together with its affiliates, employs 1,000 or less persons.

The Small Business Size Standards Regulation (Revision 2) (26 F.R. 812), as amended (26 F.R. 1441, 1983, 2778, 3064, 5708, 6642, 8592), is hereby further amended by:

1. Adding new subparagraphs (9), (10), (11), and (12) to § 121.3-8(a) as follows:

## § 121.3-8 Definition of small business for Government procurement.

(a) Small business definitions. \* \* \* (9) Rubber footwear contracts. For the purpose of bidding on contracts for rubber footwear, any concern is small if its number of employees does not exceed

1,000 persons.

(10) Tire and inner tube contracts. For the purpose of bidding on contracts for tires and inner tubes any concern is small if its number of employees does not exceed 1,000 persons.

(11) Small arms contracts. For the purpose of bidding on contracts for small arms any concern is small if its number of employees does not exceed

1,000 persons.

- (12) Small arms ammunition contracts. For the purpose of bidding on contracts for small arms ammunition any concern is small if its number of employees does not exceed 1,000 persons.
- 2. Deleting from Schedule A of this part, under the heading, "Miscellaneous Manufactures," the figure 500 employees which appears after SIC 3989—Arms, small, and substituting in lieu thereof the employment figure of 1,000.

Effective date. This amendment shall become effective 60 days after publication in the Federal Register.

JOHN E. HORNE, Administrator.

OCTOBER 20, 1961.

[F.R. Doc. 61-10806; Filed, Nov. 13, 1961; 8:47 a.m.]

[Revision 2; Amdt. 7]

## PART 121—SMALL BUSINESS SIZE STANDARDS

### Definition of Small Business for SBA Business Loans

The Small Business Size Standards Regulation (Revision 2) (26 F.R. 812), as amended (26 F.R. 1441, 1983, 2778, 3064, 5708, 6642, 8592), is hereby further amended by adding new subparagraph (5) to § 121.3–10(f) as follows:

## § 121.3–10 Definition of small business for SBA business loans. .

(f) Service trades. \* \* \*

(5) The trailer courts or parks industry is small if its annual receipts are \$100,000 or less: *Provided*, That not less than 50 percent of the annual receipts is derived from the rental of space to tourist trailers for periods not in excess of 30 days.

Effective date. This amendment shall become effective upon publication in the FEDERAL REGISTER.

JOHN E. HORNE, Administrator.

OCTOBER 20, 1961.

[F.R. Doc. 61-10808; Filed, Nov. 13, 1961; 8:47 a.m.]

# Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER C-AIRCRAFT REGULATIONS

[Reg. Docket No. 963; Amdt. 366]

## PART 507—AIRWORTHINESS DIRECTIVES

## Sensenich Model M74DM Propeller

Amendment 166, 25 F.R. 4737, requires inspection of Sensenich Model M74DM propellers installed on Lycoming 0-320-B engines except propellers with an "A" prefix to the serial number. Subsequent to the issuance of this directive, new propellers have been manufactured which have the letter "K" preceding the serial number. The AD is not applicable to these propellers; however, since they are not specifically exempt they are being removed for inspection unnecessarily. Accordingly, Amendment 166 is being revised to except propellers with an "A" or "K" prefix to the serial number.

Since this amendment is clarifying in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment will become effective upon publication in the FEDERAL REGISTER.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (25 F.R. 6489), § 507.10(a) of Part 507 (14 CFR Part 507), is amended as follows:

Amendment 166 (25 F.R. 4737), Sensenich Model M74DM Propellers, is amended by:

- 1. Changing the applicability statement to read: "Applies to M74DM propellers installed on Lycoming 0-320-B Series engines except propellers with an "A" or "K" prefix to the serial number."
- 2. Changing the parenthetical reference at the end to read: "(Sensenich Service Bulletin No. R-8-1 covers the same subject.)"

This amendment shall become effective November 14, 1961.

(Sec. 313(a), 601, 603; 72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on November 6, 1961.

G. S. Moore, Acting Director, Flight Standards Service.

[F.R. Doc. 61-10790; Filed, Nov. 13, 1961; 8:45 a.m.]

[Reg. Docket No. 900; Amdt. 367]

## PART 507—AIRWORTHINESS DIRECTIVES

#### Lockheed 49 and 1049 Series Aircraft

A proposal to amend Part 507 of the regulations of the Administrator to include an airworthiness directive requiring repetitive inspections for cracks in the horizontal stabilizer rear spar-to-fuselage attachment on Lockheed 49 and

1049 Series aircraft, was published in 26 F.R. 9177.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 6489), \$507.10(a) of Part 507 (14 CFR Part 507), is hereby amended by adding the following new airworthiness directive:

LOCKHEED. Applies to all Model 049, 149, 649, 749, and 1049 Series aircraft having 25,000 or more hours' time in service.

Compliance required as indicated.

As a result of reports of numerous cases of cracking in the horizontal stabilizer rear spar-to-fuselage attachment, the following inspections must be accomplished within the next 400 hours' time in service after effective date of this AD, unless already accomplished within the last 4,300 hours' time in service and at intervals of 4,700 hours time in service.

Inspect the rear spar web (P/N 271488-4) for cracks in the 0.38 inch radius adjacent to the stabilizer-to-fuselage fitting on both the left and right sides of the airplane. I cracks are found, they must be repaired prior to further flight in accordance with Lock heed Service Letter FS/250615, or FAA approved equivalent.

The above inspection may be discontinued upon incorporation of the repair or reinforcement provisions of the Lockheed Service Letter, or FAA approved equivalent.

Upon request of the operator, an FAA

Upon request of the operator, an FAI maintenance inspector, subject to prior ap proval of the Chief, Engineering and Manu facturing Branch, FAA Western Region, ma adjust the repetitive inspection interval specified in this Airworthiness Directive to permit compliance at an establishe inspection period of the operator if the request contains substantiating data to justif the increase for such operator.

This amendment shall become effective December 14, 1961.

(Sec. 313(a), 601, 603; 72 Stat. 752, 775 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on November 6, 1961.

G. S. MOORE, Acting Director, Flight Standards Service.

[F.R. Doc. 61-10791; Filed, Nov. 13, 1961 8:45 a.m.]

## SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 61-WA-101]

# PART 600—DESIGNATION OF FEDERAL AIRWAYS

#### **Alteration**

On July 7, 1961, a notice of propose rule making was published in the Federa Register (26 F.R. 6103) stating that th Federal Aviation Agency proposed t designate intermediate affitude VO. Federal Airway No. 1760 from Krem mling, Colo., to Denver, Colo.

No adverse comments were receive regarding the proposed amendmen However, the Federal Aviation Agenc in restudying the proposal, has deter mined that airway continuity can bette be preserved by extending existing inter mediate altitude VOR Federal airway No. 1531 in lieu of using an additional number in the designation of the new airway segment. Extending Victor 1531 from the Denver, Colo., VOR to the intersection of the Kremmling, Colo., VOR 081° and the Denver VOR 292° True radials will not alter the airspace configuration, as contained in the notice.

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all rele-

vant matter presented.

The substance of the proposed amendment having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated herein and in the notice, the following action is taken: In § 600.1531 (26 F.R. 1079, 4194) the

following changes are made:
a. In the caption "Denver, Colo." is deleted and "Ward, Colo." is substituted therefor.

b. In the text "to the Denver, Colo... VOR." is deleted and "via the Denver, Colo., VOR; to the INT of the Denver VOR 292° and the Kremmling, Colo., VOR 081° radials." is substituted therefor.

This amendment shall become effective 0001 e.s.t., January 11, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on November 7, 1961.

D.D. THOMAS. Director, Air Traffic Service.

[F.R. Doc. 61-10795; Filed, Nov. 13, 1961; 50 53 1021 60 8:46 a.m.]

[Airspace Docket No. 61-LA-32]

## PART. 600-DESIGNATION OF FEDERAL AIRWAYS

#### **Alteration**

The purpose of this amendment to § 600.1609 of the regulations of the Administration is to alter the segment of VOR Federal airway No. 1609 between Red Bluff, Calif., and Lakeview, Oreg.

This segment of Victor 1609 is designated via the intersection of the Red Bluff VOR 031° and the Lakeview VOR 202° True radials. Adequate navigational guidance between these facilities is lacking on a 27-mile segment of the airway. However, continuous reception is available on the Red Bluff VOR 031° and the Lakeview VOR 206° True radials. Therefore action is taken herein to alter this segment of Victor 1609 via these usable radials.

Since the change effected by this amendment is minor in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, this amendment will become effective more than thirty days after publication.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), the following action is taken:

In the text of § 600.1609 (26 F.R. 1079, 9130) "INT of the Red Bluff VOR 031° and the Lakeview, Oreg., VOR 202° radials; Lakeview VOR;" is deleted and "INT of the Red Bluff VOR 031° and the Lakeview, Oreg., VOR 206° radials: Lakeview VOR;" is substituted therefor.

This amendment shall become effective 0001 e.s.t., January 11, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on November 8, 1961.

D. D. THOMAS. Director, Air Traffic Service.

[F.R. Doc. 61-10792; Filed, Nov. 13, 1961; 8:45 a.m.]

[Airspace Docket No. 61-WA-171]

PART 601—DESIGNATION OF CON-TROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CON-TROL AREAS

### Designation, Revocation and Alteration of Reporting Points

The purpose of these amendments to §§ 601.5001 and 601.7001 of the regulations of the Administrator is to:

1. Designate the following intersection as a compulsory reporting point in § 601.5001: Bayview Intersection (Hawaiian Islands).

2. Designate the following as low altitude VOR reporting points: Dunkirk, N.Y., VOR; New Bern, N.C., VOR; Scipio, N.Y., Intersection; and Granite, Vt., Intersection.

3. Revoke the following intersections as low altitude VOR reporting points: Seward, Alaska; Dalton, Ohio; Fairfield,

Ohio, and Pulaski, N.Y.
4. Change the name of the White Hills,

Ariz., intersection to Tipton, Ariz.
5. Alter the Turlock, Calif., intersection.

Flight progress reports over designated locations automatically initiated by pilots facilitate air traffic service and assist the controller in the performance of his duties. However, because of the continuous modernization of the airway structure, the need for reporting points at particular locations is constantly being reviewed. The actions taken herein reflect this changing need on the part of the air traffic service.

Since these amendments are of a procedural nature and do not assign or reassign the use of navigable airspace, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments will become effective more than 30 days after publication.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), the following actions are taken:

1. In the text of § 601.5001 (14 CFR 601.5001) add:

Bavview Intersection (Hawaiian Islands): INT of the E course of the Hilo, Hawali, RR and a line bearing 022° from the Pahoa, Hawaii, RBN.

2. In the text of \$601.7001 (14 CFR 601.7001) add:

Dunkirk, N.Y., VOR.

New Bern, N.C., VOR.
Sciplo INT: INT of the Syracuse, N.Y.,
VORTAC 211° and the Georgetown, N.Y.,
VOR 272° radials.

Tipton INT: INT of the Needles, Calif.,

VORTAC 004° and the Las Vegas, Nev., VOR-

TAC 121° radials.
Turlock INT: INT of the Merced, Calif.,
VORTAC 010° and the Fresno, Calif., VOR-TAC 322° radials.

Granite INT: INT of the Burlington, Vt., VOR 136° and the Montpelier, Vt., VOR 228° radials.

3. In the text of § 601.7001 (14 CFR 601.7001, 26 F.R. 4488) the following are revoked:

Seward INT: The INT of the Anchorage, Alaska, VOR 163° radial and the Kenal, Alaska, VOR direct radial to the Middleton

Island, Alaska, VOR.

Dalton INT: The INT of the Navarre, Ohio,
VORTAC 278° True and the Cleveland, Ohio, VORTAC 153° True radials.

Fairfield INT: The INT of the Attica, Ohio. VOR 089° True and the Mansfield, Ohio, VORTAC 349° True radials.

Pulaski INT: The INT of the Syracuse, N.Y., VORTAC 007° True and the Utica, N.Y., VOR 308° True radials.

White Hills Intersection: The intersection of the Needles, Calif., omnirange 004°. True and the Las Vegas, Nev., omnirange 121 True radials.

Turlock INT: The INT of the Fresno, Calif., VOR 322°. True and the Los Banos, Calif., VOR 025° True radials.

These amendments shall become effective 0001 e.s.t., January 11, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1848)

Issued in Washington, D.C., on November 7, 1961.

D. D. THOMAS. Director, Air Traffic Service.

[FR. Doc. 61-10796; Filed, Nov. 13, 1961; 8:46 a.m.]

[Airspace Docket No. 61-NY-62]

PART 601-DESIGNATION OF CON-TROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CON-TROL AREAS

PART 602—DESIGNATION OF JET ROUTES, JET ADVISORY AREAS AND HIGH ALTITUDE NAVIGA-TIONAL AIDS

Alteration of Control Area Extensions, High Altitude Navigational Aid and Terminal Jet Advisory Area; Correction

On October 20, 1961, there were published in the Federal Register (26 F.R. amendments to §§ 601.1141, 601.1142, 602.9, and 602.300 of the regulations of the Administrator in which "Squantum, Mass., radio beacon" was substituted for "Squantum radio range" wherever reference is made to the radio. range in these sections. In redescribing portions of the airspace effected by this substitution, the 064° bearing from the Squantum radio beacon was used in place of the northeast course of the Squantum radio range. However, this

bearing is incorrect. To maintain the present alignment of the Boston, Mass., control area extensions (§§ 601.1141 and 601.1142), and the Boston jet advisory area—Radar (§ 602.300), the correct bearing should be 065° from the Squantum radio beacon.

Therefore, action is taken herein to substitute "065°" for "064°" wherever it appears in these sections.

Since this action is minor in nature, notice and public procedure hereon are unnecessary and the effective date of the final rule as initially adopted may be retained.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582), effective immediately, Airspace Docket No. 61-NY-62 is hereby altered as follows:

In the text of §§ 601.1141, 601.1142 and 602.300, "064°" is deleted wherever it appears and "065°" is substituted therefor.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on November 8, 1961.

D. D. Thomas, Director, Air Traffic Service.

[F.R. Doc. 61-10793; Filed, Nov. 13, 1961; 8:45 a.m.]

[Airspace Docket No. 61-WA-143]

# PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

# PART 608—SPECIAL USE AIRSPACE Alteration of Restricted Area and Control Area Extensions

On August 17, 1961, a notice of proposed rule making was published in the FEDERAL REGISTER (26 F.R. 7708) stating that the Federal Aviation Agency proposed to alter the Kahuku Point, Oahu, Hawaii, Restricted Area R-3106 by adding an extension to the southeast, increasing the designated altitudes, and designating a controlling agency; and to alter the Kaneohe, Hawaii, and the Oahu, Hawaii, control area extensions to include the airspace within R-3106 as controlled airspace.

Pacific Flight Service, Inc., objected to the proposal pointing out that the proposed enlargement of R-3106 would interfere with their charter flights and aircraft rentals. They advised that a good many of the charter flights and rental aircraft are used by tourists to fly around the island of Oahu and stated that the use of this space by jet fighter type aircraft endangers these flights.

It is incumbent upon the Navy to contain the hazardous activities within the lateral and vertical dimensions of the designated restricted area. It is true that, on occasion, some inconvenience to the general aviation public may result from this enlargement. However, the enlargement was planned to avoid the shoreline, insofar as practicable, to permit general aviation aircraft to bypass

this area by maintaining reference to the shoreline. This, plus other well-defined landmarks such as transmission lines, highways, etc., will assist the pilot in avoiding inadvertent penetration of the restricted area. In this instance, increased safety to all users of the surrounding airspace dictates designation of the enlarged restricted area.

No other adverse comments were received regarding the proposed amendments.

In the description of the Kaneohe, Hawaii, control area extension (§ 601.-1380) reference is made to the Kahuku. Oahu, Restricted Area (R-324), renumbered R-3105 (26 F.R. 878). R-3105 was subsequently revoked March 16, 1961, in Airspace Docket No. 61-HO-2 (26 F.R. 2223). Therefore, action is being taken herein to delete this reference. In addition, the Notice of Proposed Rule Making stated that consideration was being given to the designation of the Honolulu ARTC Center as controlling agency for R-3106. Joint use of this area will be predominately for the convenience of VFR traffic. Designation of the Honolulu Flight Service Station as controlling agency will facilitate the exchange of information between the FAA controlling agency and general aviation aircraft on VFR flights. Therefore, such action is being taken herein.

In an amendment (Airspace Docket No. 59-HO-5) published in the FEDERAL REGISTER, February 17, 1960 (25 F.R. 1399), effective April 7, 1960, the Kauna Point, Hawaii, Restricted Area R-3108 was designated and the West Molokai Restricted Area (formerly R-325) was revoked with the understanding that the Molokai Area activity would be transferred to R-3108. The activity transfer has been delayed due to Kauna Point construction problems and non-completion of staging facilities at the Hilo Airport, Hawaii. The Molokai activity (now conducted within R-3106) is programmed for transfer to R-3108 when this construction is completed. Therefore, upon transfer of these activities to R-3108, the Federal Aviation Agency will evaluate both R-3106 and R-3108 to determine if sufficient justification exists to continue both restricted areas.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated herein and in the notice, the following actions are taken:

1. In § 608.31 Hawaii, R-3106 Kahuku Point, Oahu, Hawaii (26 F.R. 7194) is amended to read:

R-3106 Kahuku Point, Oahu, Hawaii:

Boundaries. Beginning at latitude 21°43′-40″ N., longitude 157°55′05″ W.; to latitude 21°39′30″ N., longitude 157°51′40″ W.; thence three nautical miles from and parallel to the shoreline; to latitude 21°35′00″ N., longitude 157°48′25″ W.; to latitude 21°35′-00″ N., longitude 157°51′30″ W.; to latitude 21°35′-00″ N., longitude 157°53′45″ W.; to latitude 21°41′30″ N., longitude 157°56′20″

W.; clockwise along the arc of a circle with a 1.5 nautical mile radius centered at latitude 21°43′00″ N., longitude 157°56′30″ W.; to the point of beginning.

Designated altitudes. The area northwest of a line between latitude 21°39′08′′ N., longitude 157°55′05′′ W., and latitude 21°40′18′′ N., longitude 157°52′20′′ W., surface to 15,000 feet MSL; the area southeast of this line, surface to 6,000 feet MSL.

Time of designation. 0800 to 1600 Hawaiian Standard Time, Monday through Friday.

Controlling agency. Federal Aviation Agency, Honolulu Flight Service Station. Using agency. Commander, Fleet Air Hawaii, NAS Barbers' Point, Hawaii.

In the text of § 601.1380 (14 CFR. 601.1380) "thence to the point of beginning, the portions of this control area extension which lie within the geographical limits of, and between the designated altitudes of, the Kahuku Point. Oahu, Restricted Area (R-323), the Kahuku, Oahu, Restricted Area (R-324) and the Kaena Point, Oahu, Warning Area (W-318) are excluded during the restricted area's and warning area's times of designation." is deleted and "thence to the point of beginning, excluding the portion within Warning Area W-318. The portion of this control area extension within R-3106 shall be used only after obtaining prior approval from appropriate authority." is substituted therefor

3. In the text of § 601.1423 (14 CFR 601.1423, 26 F.R. 8171) "R-3102 and R-3109" is deleted and "R-3102, R-3106 and R-3109" is substituted therefor.

These amendments shall become effective on January 11, 1962.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on No-vember 6, 1961.

D. D. Thomas, Director, Air Traffic Service.

[F.R. Doc. 61-10794; Filed, Nov. 13, 1961; 8:46 a.m.]

[Airspace Docket No. 61-FW-73]

## PART 608-SPECIAL USE AIRSPACE

## Modification of Restricted Area Designation

On November 3, 1961, there were published in the Federal Register (26 F.R. 10342) amendments to §§ 608.29 and 601.7101 of the regulations of the Administrator. These amendments designated the Venice, Fla., Restricted Area R-2920 and altered the description of the continental control area to include this new restricted area.

Upon publication of the Federal Register on November 3, 1961, an error was noted in a geographical coordinate included in the description of R-2920. Therefore, action is taken herein to correct this error.

Since this amendment corrects an error and imposes no additional burden on any person, the effective date of the final rule as initially adopted may be retained.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R.

12582), effective immediately, Airspace Docket No. 61-FW-73 (26 F.R. 10342) is hereby modified as follows:

In the description of the Venice, Fla., Restricted Area R-2920, "excluding the portion E of a line extending from latitude 27°05′50″ N., longitude 82°24′10″ W., to latitude 27°02′00″ N., longitude 32°24′15″ W." is deleted and "excluding the portion E of a line extending from latitude 27°05′50″ N., longitude 82°24′-10″ W., to latitude 27°02′00″ N., longitude 82°23′15″ W." is substituted therefor.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on November 8, 1961.

D. D. Thomas, Director, Air Traffic Service.

[F.R. Doc. 61-10819; Filed, Nov. 13, 1961; 8:48 a.m.]

## Title 25—INDIANS

Chapter I—Bureau of Indian Affairs,
Department of the Interior

SUBCHAPTER E-EDUCATION

## PART 31—FEDERAL SCHOOLS FOR INDIANS

#### Handling of Student Funds

On page 6305 of the Federal Register of July 14, 1961, there was published a notice of intention to amend Part 31 of Title 25, Code of Federal Regulations. The amendment specifies procedures for the handling of student funds in schools operated by the Bureau of Indian Affairs.

Interested persons were given an opportunity to submit their written comments, suggestions, or objections with respect to the proposed amendment to the Commissioner, Bureau of Indian Affairs, within thirty days from date of publication of the proposed amendment. No communications were received within the prescribed period. The proposed amendment is hereby adopted without change and is set forth below. This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the Federal Register.

James K. Carr, Acting Secretary of the Interior.

NOVEMBER 6, 1961.

Section 31.7 is added to read as follows:

## § 31.7 Handling of student funds in Federal school facilities.

The Secretary or his authorized representative may authorize officials and employees of the Bureau of Indian Affairs to accept and to disburse deposits of funds of students and student activity associations in schools operated by the Bureau in accordance with the purposes of such deposits. The following steps shall be taken to safeguard these funds:

(a) A written plan of operation shall be developed by the membership of each

student activity group. The plan of operation subject to the approval of authorized officials shall outline procedures and provide for a system of accounting for the student funds commensurate with the age and grade level of the students yet adequate for financial control purposes and shall stipulate the maximum operating capital of the activity.

(b) Appropriate safekeeping facilities shall be provided for all student personal and group funds and for the accounting

or bookkeeping records.

(c) Employees handling student funds in cumulative amounts in excess of \$100 shall be covered by a comprehensive fidelity bond the penal sum of which shall be appropriately related to fund amounts handled.

(d) Student funds accumulated in excess of the amount authorized for operating purposes by the plan of operation shall be deposited in Federally insured depositories.

(e) Periodic administrative inspections and financial audit of student fund operations shall be conducted by authorized Bureau personnel.

[F.R. Doc. 61-10799; Filed, Nov. 13, 1961; 8:46 a.m.]

# Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 8125 c.o.]

# PART 13—PROHIBITED TRADE PRACTICES

#### Commerce Contracting Co. et al.

Subpart—Misrepresenting oneself and goods—Business status, advantages or connections: § 13.1395 Connections and arrangements with others; [Misrepresenting oneself and goods]—Goods: § 13.1663 Individual's special selection or situation; § 13.1747 Special or limited offers. Subpart—Offering unfair, improper and deceptive inducements to purchase or deal: § 13.1985 Individual's special selection or situation.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Commerce Contracting Company (Baltimore, Md.) et al., Docket 8125, Sept. 14, 1961]

In the Matter of Commerce Contracting Company, a Corporation; Columbia Contracting Company, a Corporation; Bernard Caplan and Stanley Bergstein, Individually and as Officers of Said Corporations; Phillip Brourman, Individually and as an Officer of Commerce Contracting Company, and Tevis Margolis, Individually and as an Officer of Columbia Contracting Company

Consent order requiring affiliated concerns in Baltimore and Washington, D.C., to cease using deception in the sale of aluminum siding and storm windows and doors, including false statements by

their salesmen that they represented the Kaiser Aluminum Co. and the Reynolds Aluminum Co., and that the prospective customer's home had been selected as a "model home" and that, as a result, the purchaser would receive \$50 for each additional customer secured after viewing the installation.

The order to cease and desist is as follows:

It is ordered, That respondents Commerce Contracting Company, a corporation, Columbia Contracting Company, a corporation, and their officers, and Bernard Caplan and Stanley Bergstein. individually and as officers of said corporations, Phillip Brourman, as an officer of respondent Commerce Contracting Company and Tevis Margolis, individually and as officer of Columbia Contracting Company, and respondents' representatives, agents and employees directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of aluminum siding, storm windows and doors, and other products, in commerce, as "commerce" is defined in the Federal Trade Commission Act do forthwith cease and desist from representing, directly or by implication:

1. That they are representatives or agents of, or connected in any manner with, the Kaiser Aluminum Company, the Reynolds Aluminum Company; or are representatives of or connected with any other firm or corporation unless such is the fact:

2. That prospective purchasers' homes have been selected as "model homes" or that the owners thereof will receive any amount of money or other thing of value predicated upon similar work being done on other homes in the community.

It is jurther ordered, That the allegations of the complaint be, and the same are hereby, dismissed as to the respondent Phillip Brourman individually.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered that respondents Commerce Contracting Company, a corporation, Columbia Contracting Company. a corporation, and their officers, and Bernard Caplan and Stanley Bergstein, individually and as officers of said corporations; Phillip Brourman, as an officer of respondent Commerce Contracting Company and Tevis Margolis, individually and as an officer of Columbia Contracting Company, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

Issued: September 25, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA, Secretary.

[F.R. Dec. 61-10804; Filed, Nov. 13, 1961; 8:47 a.m.]

## Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I-National Park Service, Department of the Interior

PART 6-VEHICLE, GUIDE, ADMIS-SION, AND MISCELLANEOUS FEES

Hot Springs National Park, Arkansas; Commercial Passenger-Carrying Vehicle Fees

On page 8419 of the Federal Register of September 7, 1961, there was published a notice and text of a proposed amendment to § 6.3 of Title 36, Code of Federal Regulations. The purpose of the amendment is to regulate commercial passenger-carrying vehicle sightseeing operations in the park.

'Interested persons were given 30 days within which to submit written comments, suggestions, or objections concerning the proposed amendment. No comments, suggestions, or objections have been received, and the proposed amendment is hereby adopted without change and is set forth below. This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

> JAMES K. CARR, Acting Secretary of the Interior.

NOVEMBER 6, 1961.

Paragraph (i) is added to § 6.3 to read as follows:

Commercial passenger-carrying ve-

- (i) Hot Springs National Park; permits. Permits issued by the Superintendent shall be required for the operation of commercial passenger-carrying vehicles, including taxicabs, carrying passengers for hire over park roads for sightseeing purposes. The fees for such permits shall be as follows:
- (1) Fleet operator; equipment that includes any combination of commercial passenger-carrying vehicles, including taxicabs. Calendar-year permit—\$25.00.
- . (2) Bus operator; equipment limited to a single bus-type vehicle with passenger-carrying seat capacity in excess of 8 persons. Calendar-year permit-\$20.00.
- (3) Taxicab operator; equipment limited to a single vehicle with a capacity of not over 8 passenger-carrying seats. Calendar-year permit-\$12.00.
- (4) The fees for permits issued for commercial passenger-carrying vehicle operations starting on or after July 1 of each calendar year will be one-half of the respective rates mentioned in subparagraphs (1), (2), and (3) of this paragraph.

8:47 a.m.1

## Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX-PUBLIC LAND ORDERS

[Public Land Order 2536]

[1520405]

#### **NEVADA**

Revoking Executive Order No. 6541 of December 28, 1933 and Public Land Order No. 73 of December 29, 1942

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Executive Order No. 6541 of December 28, 1933, and Public Land Order No. 73 of December 29, 1942, which withdrew the following-described lands for flood and erosion control purposes, are hereby revoked:

> MOUNT DIABLO MERIDIAN Executive Order No. 6541

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T. 13 S., R. 66 E.,
  Sec. 32.
T. 14 S., R. 66 E.,
  Sec. 4;
Sec. 5, E½;
   Sec. 9:
   Sec. 10;
   Sec. 14, W1/2;
   Sec. 15;
   Sec. 16, N1/2;
   Sec. 22, E1/2;
   Sec. 23:
   Sec. 26, NE1/4, N1/2NW1/4, SE1/4NW1/4, NE1/4
     SW14, S1/2SW14, and SE1/4;
   Sec. 27, S½SE¼;
Sec. 34, NE¼ and W½SE¼;
  Sec. 35, N1/2 and NE 1/4 SE 1/4.
            Public Land Order No. 73
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T. 14 S., R. 66 E.,

Sec. 16, NE 1/4 SE 1/4;

Sec. 22, NE 4 NW 4 and SE 4 SW 4.

The areas described aggregate approximately 6,560 acres.

2. The lands are situated in eastern Clark County, Nevada, approximately five miles north of Glendale.

- 3. The public lands released from withdrawal by this order are hereby restored to operation of the public land laws, including location for nonmetalliferous minerals under the United States mining laws, beginning at 10:00 a.m. on December 12, 1961, subject to valid existing rights, the requirements of applicable law, rules, and regulations, and the provisions of any existing withdrawals.
- 4. The lands have been open to applications and offers under the mineral leasing laws, and to location of metalliferous minerals.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management,, Reno, Nevada.

JOHN A. CARVER, Jr., Assistant Secretary of the Interior. November 6, 1961.

[F.R. Doc. 61-10803; Filed, Nov. 13, 1961; [F.R. Doc. 61-10802; Filed, Nov. 13, 1961; 8:46 a.m.]

## Title 50—WILDLIFE AND **FISHFRIFS**

Chapter I-Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

## **PART 32—HUNTING**

#### California

In compliance with the requirements of the Act of May 18, 1948 (62 Stat. 238, 16 U.S.C. 695), it has been determined that a major portion of the crops in the vicinity of the following refuges have been harvested and that the period of susceptibility of such crops to wildfowl depredation has passed. Accordingly, since the possibility of crops being damaged by waterfowl is minor, the following special regulations are issued and are effective on date stated herein. The limitation of time makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

#### CALIFORNIA

#### COLUSA NATIONAL WILDLIFE REFUGE

Public hunting of migratory game birds on the Colusa National Wildlife Refuge, California, is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,180 acres or 29 percent of the total area of the refuge, is delineated on a map available at the Sacramento National Wildlife Refuge headquarters, Willows, California, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland 8, Oregon. Hunting shall be subject to the following conditions:

- (a) Species permitted to be taken: Coots, ducks (except canvasback and redhead) and geese (except Ross's geese).
- (b) Open season: All species-Onehalf hour before sunrise to sunset October 28, 1961, through November 20, 1961 Also from noon to sunset on December 9 1961, and from one-half hour before sunrise to sunset December 10, 1961 through January 7, 1962.
- (c) Bag limits: Ducks 5, coots 25. The daily bag limit for duck may not include more than 1 wood duck and 1 hooded merganser, but in addition to the bag limit for other ducks the daily bag limit may include 5 American and red-breasted mergansers, singl; or in the aggregate of both kinds. The daily bag limit of geese may not include more than 3 of the dark species.
  - (d) Methods of hunting:
- (1) Weapons: Shotguns not large than 10 gauge and incapable of holding more than 3 shells may be used, and longbows with arrow may be used.
- (2) Dogs: Not to exceed two (2) dog per hunter may be used for retrievin migratory game birds.
- (3) Boats: Boats without motors ar permitted.

- (4) Blinds: Temporary blinds may be constructed from natural vegetation but will not become sole property of constructing individual.
  - (e) Other provisions:
- (1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.
- (2) A Federal permit is not required to enter the public hunting area, but hunters must obtain a State permit issued at the checking station, or advance reservations, obtained from the State Fish and Game Department, Sacramento, California, before hunting on the area.
- (3) The provisions of this special regulation are effective to January 8, 1962.

#### MERCED NATIONAL WILDLIFE REGUGE

Public hunting of migratory game birds on the Merced National Wildlife Refuge, California, is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,160 acres or 45 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters, Merced, California, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland 8, Oregon. Hunting shall be subject to the following conditions:

- (a) Species permitted to be taken: Coots, ducks (except canvasback and redhead) and geese (except Ross's geese).
- (b) Open season: All species—One-half hour before sunrise to sunset October 28, 1961, through November 20, 1961. Also from noon to sunset December 9, 1961, and from one-half hour before sunrise to sunset December 10, 1961, through January 7, 1962.
- (c) Bag limits: Ducks, geese 6, coots 25. The daily bag limit for ducks may not include more than 1 wood duck and 1 hooded merganser, but in addition to the bag limit for other ducks, the daily bag limit may include 5 American and red-breasted mergansers, singly or in the aggregate of both kinds. The daily bag limit of geese may not include more than 3 of the dark species.
  - (d) Methods of hunting:
- (1) Weapons: Shotguns only, not larger than 10 gauge and incapable of holding more than 3 shells, may be used.
- (2) Dogs: Not to exceed two (2) dogs per hunter may be used for retrieving migratory game birds.
- (3) Boats: Boats without motors are permitted.
- (4) Blinds: Temporary blinds may be constructed from natural vegetation and will not become sole property of constructing individual.
  - (e) Other provisions:
- (1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in

- Title 50, Code of Federal Regulations, Part 32.
- (2) A Federal permit is not required to enter the public hunting area, but hunters must obtain a State permit issued at the checking station, or advance reservations obtained from the State Fish and Game Department, Sacramento, California, before hunting on the area.
- (3) The provisions of this special regulation are effective to January 8, 1962.

#### SALTON SEA NATIONAL WILDLIFE REFUGE

Public hunting of migratory game birds on the Salton Sea National Wildlife Refuge, California, is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,120 acres or 23 percent of the total area of the refuge, is delineated on a map available at the refuge headquarters, Calpatria, California, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland 8, Oregon. Hunting shall be subject to the following conditions:

- (a) Species permitted to be taken: Coots, ducks (except canvasback and redhead) and geese (except Ross's geese).
- (b) Open season: Canada geese and sub-species: From noon to sunset December 9, 1961, and from one-half hour before sunrise to sunset December 10 through December 17, 1961. All other species from noon to sunset December 9, 1961, and one-half hour before sunrise to sunset December 10, 1961, through January 7, 1962.
- (c) Bag limits: Ducks 5, geese 6, coots 25. The daily bag limit for ducks may not include more than 1 wood duck and 1 hooded merganser, but in addition to the bag limit for other ducks, the daily bag limit may include 5 American and red-breasted mergansers, singly or in the aggregate of both kinds. The daily bag limit of geese may not include more than 3 of the dark species, of which only 1 may be a Canada goose or sub-species.
  - (d) Methods of hunting:
- (1) Weapons: Shotguns only not larger than 10 gauge and incapable of holding more than 3 shells may be used.
- (2) Dogs: Not to exceed 2 dogs per hunter may be used for retrieving migratory game birds.
- (3) Blinds: Temporary blinds may be constructed from natural vegetation and will not become sole property of constructing individual.
  - (e) Other provisions:
- (1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.
- (2) A Federal permit is not required to enter the public hunting area, but hunters will be required to report at such checking stations as may be established when entering or leaving the area.
- (3) The provisions of this special regulation are effective to January 8, 1962.

SUTTER NATIONAL WILDLIFE REFUGE

Public hunting of migratory game birds on the Sutter National Wildlife Refuge, California, is permitted only on the area designated by signs as open to hunting. This open area, comprising 1,194 acres or 46 percent of the total area of the refuge, is delineated on a map available at the Sacramento National Wildlife Refuge headquarters, Willows, California, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay, Portland 8, Oregon.

Hunting shall be subject to the following conditions:

- (a) Species permitted to be taken: Coots, ducks (except canvasback and redhead) and geese (except Ross's geese).
- (b) Open season: All species—One-half hour before sunrise to sunset October 28, 1961, through November 20, 1961. Also from noon to sunset December 9, 1961, and from one-half hour before sunrise to sunset December 10, 1961, through January 7, 1962.
- (c) Bag limits: Ducks 5, geese 6, coots 25. The daily bag limit for ducks may not include more than 1 wood duck and 1 hooded merganser, but in addition to the bag limit for other ducks, the daily bag limit may include 5 American and red-breasted mergansers, singly or in the aggregate of both kinds. The daily bag limit of geese may not include more than 3 of the dark species.
  - (d) Methods of hunting:
- (1) Weapons: Shotguns only not larger than 10 gauge and incapable of holding more than 3 shells may be used.
- (2) Dogs: Not to exceed 2 dogs per hunter may be used for retrieving migratory game birds.
- (3) Boats: Boats without motors are permitted.
- (4) Blinds: Temporary blinds may be constructed from natural vegetation but will not become sole property of constructing individual.
  - (e) Other provisions:
- (1) The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.
- (2) A Federal permit is not required to enter the public hunting area, but hunters must obtain a State permit issued at the checking station, or advance reservations, obtained from the State Fish and Game Department, Sacramento, California, before hunting on the area.
- (3) The provisions of this special regulation are effective to January 8, 1962.

Daniel H. Janzen, Director.

OCTOBER 27, 1961.

[F.R. Doc. 61-10900; Filed, Nov. 13, 1961; 11:35 a.m.]

# Proposed Rule Making

## DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs
L 25 CFR Part 34 1

# ADMINISTRATION OF PROGRAM OF VOCATIONAL TRAINING FOR ADULT INDIANS

## Proposed Financial Assistance for Trainees

Basis and Purpose. Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by the Act of August 3, 1956 (70 Stat. 986; 25 U.S.C. 309), it is proposed to amend 25 CFR, Part 34 as set forth below. The purpose of this amendment is to broaden the areas of financial assistance under Adult Vocational Training Services.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendment to the Bureau of Indian Affairs, Washington 25, D.C., within thirty days of the date of publication of this notice in the Federal Register.

Section 34.8 is amended to read as follows:

#### § 34.8 Financial assistance for trainees.

Individuals or family units where the head of the family is entering training under this part may be granted financial assistance to provide for transportation to the place of training, and subsistence during the course of training. For purposes of this part, subsistence may be construed to provide for all or any part of the following items: medical examinations; subsistence en route; subsistence during the course of training until the first full pay check from employment has been received; personal appearance; housewares; furniture; health care; payment for required books; supplies and tools for training; and payment of tuition and related cost and other required expenses, in accordance with the schedule and amounts as established by the Secretary or his authorized representative.

JOHN A. CARVER, Jr.,
Assistant Secretary of the Interior.

NOVEMBER 6, 1961.

[F.R. Doc. 61-10798; Filed, Nov. 13, 1961; 8:46 a.m.]

Fish and Wildlife Service
[ 50 CFR Part 215 ]
ADMINISTRATION OF PRIBILOF
ISLANDS

Landing and Use of Liquor

Notice is hereby given that pursuant to the authority vested in the Secretary

of the Interior by section 8 of the Act of February 26, 1944 (58 Stat. 102; 16 U.S.C. 631h), it is proposed to amend 50 CFR Part 215 by deleting all of Subpart B thereof prohibiting the landing and use of liquor.

The Governing Board of the duly constituted Aleut Community of St. Paul Island, Alaska, adopted a resolution on September 8, 1960, requesting rescission of existing regulations which prohibit the landing and use of liquor on the Pribilof Islands, Alaska. In line with the policy of extending equal privileges to the citizens of the Pribilof Islands as enjoyed by other citizens and following study of regulatory practices elsewhere in Alaska and in other areas of the United States, it is proposed to grant the request of the Governing Board.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule-making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendment to the Director, Bureau of Commercial Fisheries, Washington 25, D.C., within thirty days of the date of publication of this notice in the Federal Register.

JAMES K. CARR, Acting Secretary of the Interior.

NOVEMBER 6, 1961.

[F.R. Doc. 61-10800; Filed, Nov. 13, 1961; 8:46 a.m.]

## DEPARTMENT OF HEALTH, EDU-CATION, AND WELFARE

Food and Drug Administration
[ 21 CFR Part 120 ]

CERTAIN INERT INGREDIENTS IN PESTICIDE FORMULATIONS

#### Proposal To Exempt From Requirement of Tolerance

Pesticide formulations contain pesticidally active ingredients and also inert ingredients. Examples of such inert ingredients are materials used as diluents, carriers, solvents, surfactants, stabilizers, sequestering agents, buffers,

safeners, thickeners, and miscellaneous components.

Under section 201(q) of the Federal Food, Drug, and Cosmetic Act, the term 'pesticide chemical" means any substance-which alone, in chemical combination, or in formulation with one or more other substances, is an "economic poison" within the meaning of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135) and which is used in the production, storage, or transportation of raw agricultural commodities. The U.S. Department of Agriculture has concluded that all ingredients in an economic poison that is used in the production, storage, or transportation of raw agricultural commodities are "pesticide chemicals." On this basis, residues of these inert ingredients of pesticide formulations on raw agricultural commodities are subject to the provisions of section 408 of the Federal Food, Drug. and Cosmetic Act.

Sufficient information is available on the identity, use, and safety of certain of these to conclude that their use in pesticide formulations applied to raw agricultural commodities in conformity with good agricultural practice will result in no hazard to health.

The U.S. Department of Agriculture has advised that all the ingredients for which exemption is proposed in this notice are useful in pesticide formulations.

Notice is given that the Commissioner of Food and Drugs, on his own initiative, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408 (c), 68 Stat. 514; 21 U.S.C. 348(c)) and in accordance with authority delegated to him by the Secretary of Health, Education, and Welfare (25 F.R. 8625), proposes to amend § 120.6 by adding certain inert ingredients used in pesticide formulations to the pesticide chemicals exempted from the requirement of a tolerance. New paragraphs (c) and (d) are proposed as follows:

§ 120.6 Exemptions from the requirement of a tolerance.

(c) Residues of the following materials are exempted from the requirement of a tolerance when used in accordance with good agricultural practice as inert ingredients in pesticide formulations applied to growing crops or to raw agricultural commodities after harvest:

Inert ingredients	Limits	Uses
Acetic acid Acetone: Ammonium bicarbonate  Ammonium hydroxide  Ammonium stearate Amyl acetate  Apple pomace Attapulgite-type clay Benzolc acid Calcareous shale Calcite Calcitum silicate		ing agent. Solvent, cosolvent, miscellaneous component. Surfactant. Solvent, cosolvent, miscellaneous component. Surfactant, miscellaneous component. Solid diluent, carrier. Solid diluent, carrier, thickener. Miscellaneous component. Solid diluent, carrier. Do. Do.
Calcium stearate	·····	l Do.

Inert ingredients	Limits	Uses. · · ·
Casein		Contract on 1.10 on 1.
Citate and		Surfactant, emulsifier, wetting agent
Citric acid Cocoa shells		Sequestrant.
Cocoa snells		Solid diluent, carrier.
Coconut oil		Surfactant, emulsifier, wetting agent Solid diluent, carrier.
Conee grounds		Solid diluent, carrier.
Coconut oil. Coffee grounds Corn cobs. Cornstarch Cottonseed oil. Dextrin		Do.
Comstarch		Do
Datin		Safener.
Dextrin	[	Surfactant, suspending agent, dispers-
Douteen	ĺ	ing agent.
Diatomite (diatomaceous earth)		Solid diluent, carrier.
Discourse chambers		Do.
Disodium phosphate		Anti-caking agent, conditioning agent.
Ethyl coststs		Solid diluent, carrier. Solvent, cosolvent.
Ethyl acetate Ethylenediaminetetraacetic acid Ethylenediaminetetraacetic acid, tet-	20% of postiside formulation	Sequestrant.
Ethylenediamimetetrasectic acid.	5% of pesticide formulation	
Ethylenediammetetrascene seid, tet-	5% of besticine formulation	Do.
rasodium salt.		Calment constraint
Glycerol		Solvent, cosolvent. Solid diluent, carrier.
Granite.		Solid diluent, carrier.
Gum arabic (acacia)		Surfactant, suspending agent, dispers-
Q	l l	ing agent.
Gypsum		Solid diluent, carrier.
Gypsum. Hydrochloric acid. Kaolintte-type clay		Miscellaneous component.
Kaolinite-type clay		Solid diluent, carrier.
Magnesium carbonate		Anti-caking agent, conditioning agent.
Magnesium chloride		Safener.
Magnesium lime		Solid diluent, carrier.
Magnesium silicate		Do.
Magnesium silicate		Solid diluent, carrier, safener.
Mica		Solid diluent, carrier.
Molasses.		Miscellaneous component.
Montmorillonite-type clay		Solid diluent, carrier.
Orange pomace		Do.
Peanut shells		Do.
Pyrophyllite		Do.
Rice bran		Do.
Sodium acetate Sodium acid pyrophosphate		Buffer.
- Sodium acid pyrophosphate	\	Surfactant, suspending agent, dis-
0.1		persing agent, buffer.
Sodium hexametaphosphate		Surfactant, emulsifier, wetting agent,
•	į į	suspending agent, dispersing agent,
0 - 31		buffer.
Sodium propionateSodium silicate		Miscellaneous component.
Bodium sincate		Surfactant, emulsiner, wetting agent,
Calling pullets	1	Stabilizer, milibitor.
Sodium sulfate Sodium tripolyphosphate Sodium tripolyphosphate		Surfactant, emulsifier, wetting agent, stabilizer, inhibitor. Solid diluent, carrier.
podium triborabusteri		Buffer, surfactant, suspending agent,
		dispersing agent, anti-caking agent,
0 - 1 14 - 1	-	conditioning agent.
Combined Asset		Anti-dusting agent.
Soybean nour		Surfactant.
Sucrose		Solid diluent, carrier, safener.
Tale		Solid diluent, carrier.
Tetrasodium pyrophosphate		Anti-caking agent, conditioning agent.
Sorbitol		Surfactant, suspending agent, dispersing agent, anti-caking agent, conditioning agent.
•	] ·i	persong agent, anti-caking agent,
Tulgodium phogéhete	}	Conditioning agent.
Trisodium phosphate Urea Vermiculite		Surfactant, emulsifier, wetting agent. Stabilizer, inhibitor.
Urea		Stabilizer, inhibitor.
vermiculite		Solid diluent, carrier.
wainut snells		Do.
w neat bran		Do.
Walnut shells Wheat bran Zeolite		.Do.
	<u> </u>	l

(d) The following materials are exempted from the requirement of a tolerance when used in accordance with good agricultural practice as inert ingredients in pesticide formulations applied to growing crops only:

Inert ingredients	Limits	Uses
Benzene	Not more than 1% of pesticide formulation.	Solvent, cosolvent.  Do. Do. Do. Do. Do. Do. Do. Miscellaneous component.  Solvent, cosolvent, stabilizer, inhibitor. Solvent, cosolvent, stabilizer, inhibitor. Solvent, cosolvent. Solvent, cosolvent. Do. Solvent, cosolvent. Do.

Any person who has registered or who has submitted an application for the registration of an economic poison under the Federal Insecticide, Fungicide, and Rodenticide Act containing any of the ingredients listed in this document may request, within 30 days from publication of this proposal in the Federal Register, that the proposal be referred to an advisory committee in accordance with

section 408(e) of the Federal Food, Drug, and Cosmetic Act.

Any interested person is invited at any time prior to the thirtieth day from the date of publication of this notice in the FEDERAL REGISTER to file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written comments on the pro-

posal. Comments may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Dated: November 7, 1961.

[SEAL]

JOHN L. HARVEY, Deputy Commissioner of Food and Drugs.

[F.R. Doc. 61-10812; Filed, Nov. 13, 1961; 8:48 a.m.]

## **CIVIL AERONAUTICS BOARD**

114 CFR Part 302 1

[Procedural Reg.; Docket No. 13165]

## RULES OF PRACTICE IN ECONOMIC PROCEEDINGS

## Petitions for Reconsideration of Interlocutory Orders

NOVEMBER 8, 1961.

Notice is hereby given that the Civil Aeronautics Board has under consideration a proposed amendment of § 302.37 of the rules of practice in economic proceedings which would expressly prohibit the filing of petitions for reconsideration of interlocutory orders of the Board, except such orders as define the scope and issues of a proceeding.

The principal features of the proposed amendment are explained in the explanatory statement below and the proposed amendment is set forth below. This rule-making action is proposed under the authority of sections 204(a) and 1001 of the Federal Aviation Act of 1958, as amended (72 Stat. 743, 788; 49 U.S.C.

1324, 1481).

Interested persons may participate in the proposed rule making through submission of ten (10) copies of written data, views or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington 25, D.C. All relevant matter in communications received on or before December 13, 1961 will be considered by the Board before taking final action on the proposed rule. Copies of such communications will be available for examination by interested persons in the Docket Section of the Board, Room 711, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON.

Secretary

Explanatory statement. As presently written, § 302.37 authorizes the filing of petitions for reconsideration only with respect to final orders of the Board. However, it has long been the Board's practice to entertain petitions for reconsideration of its interlocutory orders as a matter of course.

The Board believes that this practice is not conducive to the proper dispatch of its business and that parties to its economic proceedings should not be allowed, as a matter of right, to petition for reconsideration of all interlocutory Board actions. This belief is predicated upon experience showing that petitions for reconsideration of interlocutory

orders are, for the most part, repetitive challenges concerning collateral matters. The Board proposes, therefore, to amend § 302.37 by expressly limiting the interlocutory actions which may be made the subject of a petition for reconsideration.

Pursuant to amended § 302.37, petitions for reconsideration would be fileable with respect to final orders of the Board and only such interlocutory orders as define the scope and issues of a proceeding, unless the order or a rule of the Board specifically provides otherwise. Interlocutory orders defining the scope and issues of a proceeding determine its future conduct; unless these matters are properly and promptly resolved, substantial delays in ultimately

disposing of the case could result. Accordingly, the proposed amendment further provides that neither the filing nor the granting of a petition for reconsideration of such an interlocutory order shall operate as a stay thereof unless specifically so ordered by the Board.

It is proposed to delete the heading and first two sentences of paragraph (a) of § 302.37 of Part 302 of the Procedural Regulations (14 CFR Part 302) and insert in lieu thereof the following heading and text:

#### § 302.37 Petitions for reconsideration.

(a) Board orders subject to reconsideration; time for filing. Unless the order or a rule of the Board specifically pro-

vides otherwise, any party to a proceeding may file a petition for reconsideration, rehearing or reargument only of (1) a final order issued by the Board or (2) an interlocutory order defining the scope and isues of a proceeding. Unless the time is shortened or enlarged by the Board, such a petition shall be filed, in the case of a final order, within twenty (20) days after service thereof, and, in the case of an interlocutory order, within ten (10) days after service. However, neither the filing nor the granting of such a petition shall operate as a stay of such final or interlocutory order unless specifically so ordered by the Board.

[F.R. Doc. 61-10824; Filed, Nov. 13, 1961; 8:49 a.m.]

## DEPARTMENT OF THE TREASURY

Office of the Secretary

[Dept. Circ. 570, 1961 Rev. Supp. No. 13]

#### MASSACHUSETTS BONDING AND INSURANCE CO.

### Termination of Authority To Qualify as Surety on Federal Bonds

NOVEMBER 6, 1961.

Notice is hereby given that the Certificate of Authority issued by the Secretary of the Treasury to Massachusetts Bonding and Insurance Company, Boston, Massachusetts, under the provisions of the Act of Congress approved July 30, 1947 (6 U.S.C. 6-13), to qualify as sole surety on recognizances, stipulations, bonds and undertakings permitted or required by the laws of the United States has been terminated effective at the close of business June 30, 1961.

Pursuant to Agreement of Merger, effective at close of business June 30, 1961. the Massachusetts Bonding and Insurance Company, Boston, Massachusetts, was merged into The Hanover Insurance Company, New York, N.Y., the surviving company, and The Hanover Insurance Company acquired all of the assets and assumed all the liabilities of the Massachusetts Bonding and Insurance Com-

The Hanover Insurance Company, 'a New York corporation, holds a certificate of authority from the Secretary of the Treasury as an acceptable surety on bonds in favor of the United States. The Treasury has obtained from The Hanover Insurance Company a separate indemnifying agreement dated October 24, 1961, whereby The Hanover Insurance Company has assumed the liability for any losses and claims that have arisen or may arise under or in connection with any bond, undertaking or other form of obligation entered into or assumed by Massachusetts Bonding and Insurance Company on or before June 30, 1961, or in its name at any time thereafter, in which the United States has or may have an interest, direct or indirect. Copies of this agreement and the Agreement of Merger approved by the Insurance Department of the State of New York on June 29, 1961, are on file in the Treasury Department, Bureau of Accounts, Surety Bonds Branch, Washington 25, D.C.

No action need be taken by bond approving officers, by reason of the merger with respect to any bond or other obligations in favor of the United States or in which the United States has an interest, direct or indirect, issued on or before June 30, 1961, by Massachusetts Bonding and Insurance Company pursuant to the certificate of authority issued to the company by the Secretary of the Treasury.

As a result of this merger, an underwriting limitation of \$3,886,000.00 has been established for The Hanover Insurance Company, New York, N.Y., by the Treasury Department, effective July 1, 1961, under the company's certificate of authority to act as an acceptable surety on Federal bonds and will continue in force until otherwise advised

[SEAL] W. T. HEFFELFINGER. Fiscal Assistant Secretary.

[F.R. Doc. 61-10816; Filed, Nov. 13, 1961; 8:48 a.m.]

[T.D. 55508; Treasury Dept. Order 165-13]

## OFFICES OF DEPUTY COMMISSIONER, **BUREAU OF CUSTOMS**

#### Establishment

NOVEMBER 3, 1961.

By virtue of the authority vested in me as Secretary of the Treasury, there are hereby established in the Bureau of Customs new offices designated as Deputy Commissioner of Customs, as follows:

Deputy Commissioner, Division of Marine Administration.

Deputy Commissioner, Division of Technical Services.

[SEAL] DOUGLAS DILLON. Secretary of the Treasury.

[F.R. Doc. 61-10817; Filed, Nov. 13, 1961; 8:48 a.m.]

## DEPARTMENT OF THE INTERIOR

Bureau of Land Management **ALASKA** 

#### Transfer of Jurisdiction of Interest

NOVEMBER 6, 1961.

By virtue of the authority contained in section 7 of the Public Works Act of August 24, 1949 (63 Stat. 629: 48 U.S.C. 486e), and pursuant to sections 1.9(t) (5) and 2.9(t) (5) of Delegation Order Number 684 of August 28, 1961, it is ordered as follows:

Jurisdiction of interest in and to the following described lands is hereby transferred to the Office of Territories, Department of the Interior:

Starting at corner No. 1 of the proposed reservoir site at approximately latitude 60°-32'10", longitude 145°45'23", which bears North 78°38' W., 3,566.07 feet from corner No. 1 M.C. U.S. Survey 1765; thence North 42°17', East 170.37 feet to point of beginning; thence North 17°53' West 188.69 feet; thence North 15°20' West 99.0 feet; thence North 20°17' West 95.0 feet; thence North 13°35' West 247.0 feet; thence North 8°54' West 164.0 feet more or less to the intersection with the southerly boundary of the right-of-way of the Three Mile Bay Road, the point of ending.

In any subsequent conveyance which may be made of the lands to a public body under authority of the Act of August 24, 1949, supra, the instrument of conveyance shall contain a provision reserving a right-of-way for ditches and canals constructed under authority of the United States, and reserving also to the United States:

(1) All mineral deposits in the lands

conveyed together with the right to mine and remove the same under applicable laws and regulations as the Secretary

may prescribe;

(2) A provision for the reversion to the United States, during a period of no longer than twenty-five years from the date of such instrument, of title to the conveyed land upon a finding by the Secretary that the land has not been used by the grantee or its successor for the purpose for which it was conveyed for a period of five years or such lesser period as the Secretary may specify in the conveyance;

(3) A right-of-way for the construction of railroads, telegraph and telephone lines in accordance with the Act of March 12, 1914 (38 Stat. 305; 48 U.S.C. 305); and

(4) Such other reservations, covenants, terms and conditions as the Secretary may prescribe in the conveyance.

> WARNER T. MAY, Manager Anchorage Land Office.

[F.R. Doc. 61-10801; Filed, Nov. 13, 1961; 8:46 a.m.1

## DEPARTMENT OF LABOR

Bureau of Labor Standards [No. MSVAR 6]

### SUN SHIPBUILDING & DRY DOCK CO.

### **Order Granting Variation**

Name and address of applicant. Pursuant to section 41(d) of the Longshoremen's and Harbor Workers' Compensation Act (44 Stat. 1444, as amended, 33 U.S.C. 941(d)) and the provisions of 29 CFR 8.5 and 11.6, a variation from particular provisions of 29 CFR Part 8 is hereby granted to Sun Shipbuilding and Dry Dock Company, P.O. Box 540, Chester. Pennsylvania.

Provisions of 29 CFR Part 8 varied. The provisions of 29 CFR 8.33(a) requiring all accessible surfaces, seams and points to be welded, cut or heated, first be stripped of all toxic or flammable hardened preservative coatings except platings such as galvanizing, for a distance of four (4) inches from the area of heat application, are varied by this order insofar as they apply to oxyacetylene cutting.

Conditions of variation. 1. Airline respirators are worn by all employees engaged in oxy-acetylene cutting operations on surfaces coated with toxic hardened preservative coatings (e.g. paint and other hardened protective coatings) in lieu of stripping the coating for a distance of four (4) inches

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from the area of heat application, as required in § 8.33(a). In addition, the flammability of these hardened coatings shall be tested prior to starting the cutting operations.

- 2. The requirements of paragraphs (b), (c), (d), (e), and (f) and the remaining applications of paragraph (a) of § 8.33 are met.
- 3. Adequate medical supervision of all employees exposed to metallic fumes is exercised to ensure prevention of metallic fume poisoning.

Period of variation. The variation shall be effective until terminated. See 29 CFR 11.11.

Signed at Washington, D.C., this 3d day of November 1961.

> ARTHUR W. MOTLEY, Director, Bureau of Labor Standards.

[F.R. Doc. 61-10813; Filed, Nov. 13, 1961; 8:48 a.m.1

## FEDFRAL AVIATION AGENCY

[Agency Order 23]

#### **AIRPORTS SERVICE**

#### Establishment

- 1. Purpose. This Order establishes the Airports Service and abolishes the Airports Division of the Aviation Facilities Service.
- 2. Establishment of service. The Airports Service is established.
- 3. Abolishment of division. The Airports Division of the Aviation Facilities Service is hereby abolished.
- 4. Staff. The Airports Service shall be headed by a Director who shall report to the Administrator through the Deputy Administrator. All funds, positions, personnel, records, projects, and activities of the Airports Division are hereby transferred from the Aviation Facilities Service to the Airports Service. All delegations relating to the airports program formerly vested in the Director, Aviation Facilities Service, are hereby vested in the Director, Airports Service. Any redelegation of such authority heretofore made and in effect as of the date of this Order is hereby affirmed as constructively constituting a redelegation of the Director, Airports Service and shall remain in effect until revoked by him. Any redelegations hereafter made shall be in writing and a copy shall be filed in the Office of Management Services.
- 5. Effective date. This Order is effective November 6, 1961. It amends sections 2, 3d, 3g, and 6.1 of Agency Order 12; section 2 of Agency Order 18; and Agency Bulletins 60-5 and 60-18. Other orders or instructions, or parts thereof inconsistent with any provision of this Order, are hereby amended or superseded accordingly.

N. E. HALABY, Administrator.

[F.R. Doc. 61-10789; Filed, Nov. 13, 1961; 8:45 a.m.1

## DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

#### SUGARCANE

Notice of Hearing on Fair Prices in Puerto Rico and Fair Wages and Prices in the Virgin Islands, and **Designation of Presiding Officers** 

Pursuant to the authority contained in subsections (c)(1) and (c)(2) of section 301 of the Sugar Act of 1948, as amended (61 Stat. 929; 7 U.S.C. 1131), and in accordance with rules of practice and procedure applicable to wage and price proceedings (7 CFR 802.1 et seq.), notice is hereby given that public hearings will be held as follows:

At Santurce, Puerto Rico, in the Conference Room of the Agricultural Stabilization and Conservation Service Office, Segarra Building, on November 15, 1961, at 9:30 a.m.

At Christiansted, St. Croix, Virgin Islands, in the Government House, on November 17, 1961, at 9:30 a.m.

It has been found necessary, in view of other committments, to fix dates for the hearings in the near future so that both representatives of a large producer organization and representatives of the Department could be present. In view of this an emergency exists and it is determined that reasonable periods of notice for these hearings shall be the periods of time between publication of this notice in the FEDERAL REGISTER and the dates specified for the hearings.

The purpose of these hearings is to receive evidence likely to be of assistance to the Secretary of Agriculture in determining (1) pursuant to the provisions of section 301(c)(1) of the said Act, fair and reasonable wage rates for persons employed in the production, cultivation, or harvesting of sugarcane in the Virgin Islands during the calendar year 1962 on farms with respect to which applications for payment under the said Act are made, and (2) pursuant to the provisions of section 301(c)(2) of said Act, fair and reasonable prices for the 1961-62 crop of Puerto Rican sugarcane and the 1962 crop of Virgin Islands sugarcane to be paid, under either purchase or toll agreements, by producers who process sugarcane grown by other producers and who apply for payments under the said Act.

To obtain the best possible information, the Department requests that all interested parties appear at the hearings to express their views and to present appropriate data with respect to the subject matter involved.

While testimony on all pertinent subjects is desired, it is requested that witnesses present their views and recommendations at the hearing on the following proposal with respect to fair prices for sugarcane in Puerto Rico:

The f.o.b. mill price of raw sugar produced by any processor who markets any of such sugar locally or who refines or processes any of such sugar shall be determined by deducting selling and delivery expenses computed as follows:

(1) If the processor sells locally or refines or further processes more than 50 percent of the total quantity of raw sugar produced by the mill the selling and delivery expenses to be applied to all raw sugar produced by such mill shall be the average of the admissible selling and delivery expenses approved by the Area office for all raw sugar produced in Puerto Rico which was delivered to mainland refiners; or,

(2) If the processor sells locally or refines or further processes 50 percent or less of the total quantity of raw sugar produced by the mill, the selling and delivery expenses to be applied to all raw sugar produced by such mill shall be the average of the admissible selling and delivery expenses approved by the Area office for that quantity of raw sugar produced by the mill which was delivered

to mainland refiners.

The hearings, after being called to order at the time and places mentioned herein, may be continued from day to day within the discretion of the presiding officers, and may be adjourned to a later day or a different place without notice other than the announcement thereof at the hearing by the presiding

G. Laguardia, Charles F. Denny, and William N. Garrott are hereby designated as presiding officers to conduct either jointly or severally the foregoing hearings.

Signed at Washington, D.C., on November 8, 1961.

ROBERT G. LEWIS, Deputy Administrator, Price and Production, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 61-10811; Filed, Nov. 13, 1961; 8:47 a.m.]

## ATOMIC ENERGY COMMISSION

AREA MANAGER, LOS ALAMOS AREA OFFICE

Delegation of Authority With Respect To Leasing Government-Owned Land and Buildings in Community of Los Alamos, N. Mex., for Commercial and Other Purposes

- 1. I hereby delegate to the Area Manager, Los Alamos Area Office the following authority:
- a. To lease Government-owned land or land and buildings in the Community of Los Alamos, New Mexico for commercial and other purposes (except housing and manufacturing provided that the term "commercial" shall include incidental manufacturing primarily serving the community);
- b. To evaluate and to determine the acceptability of bids and proposals, to establish rents for land and building uses, to determine annual additional charges for certain municipal-type services, to enter into leases and modifications thereof and to execute any documents in connection therewith, without limitation as to amount, and to approve

such documents entered into by community management contractors, in the name of the United States represented by the Atomic Energy Commission, to administer such leases and other documents, and to make determinations or take other actions as necessary or incidental to the leasing of land or land and buildings and the execution or administration of such documents;

- c. To authorize community management contractors, as agents for the United States represented by the Atomic Energy Commission, to exercise the authority described above or any part thereof, subject in the case of leases and modifications thereof to approval by the Manager on behalf of the United States and the Atomic Energy Commission, and subject to such other approvals as are provided for in the executed documents or as are, in the discretion of the manager, deemed appropriate.
- 2. The full authority stated above, or any part thereof, within the discretion of the Manager, may be redelegated in writing, without power of further redelegation, to such assistants as may be necessary.
- 3. This delegation supersedes all prior delegations of authority concerning the leasing of land or land and buildings for the purposes stated above. Action heretofore taken pursuant to any prior delegation of authority is hereby ratified.

  4. Issued this 6th day of November 1961.

A. R. LUEDECKE, General Manager, U.S. Atomic Energy Commission.

[F.R. Doc. 61-10788; Filed, Nov. 13, 1961; 8:45 a.m.]

## **CIVIL AERONAUTICS BOARD**

[Docket No. 13150]

# AEROVIAS INTERNACIONAL BALBOA, S.A.

## **Notice of Prehearing Conference**

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on November 21, 1961, at 10 a.m., e.s.t., in Room 701, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner James S. Keith.

Dated at Washington, D.C., November 8, 1961.

[SEAL]

FRANCIS W. BROWN, Chief Examiner.

[F.R. Doc. 61-10821; Filed, Nov. 13, 1961; 8:48 a.m.]

[Docket No. 13100]

# SERVICE OF TWA AT READING AND WILLIAMSPORT

### **Notice of Prehearing Conference**

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on

November 29, 1961 at 10 a.m., Room 1027, Universal Building, Connecticut and Florida Avenues N.W., Washington, D.C., before Examiner James S. Keith.

Dated at Washington, D.C., November 7, 1961.

[SEAL]

FRANCIS W. BROWN, Chief Examiner.

[F.R. Doc. 61-10822; Filed, Nov. 13, 1961; 8:48 a.m.]

[Docket No. 11949]

# TRANS-TEXAS AIRWAYS MAIL RATE Notice of Prehearing Conference

Notice is hereby given that a prehearing conference on the above-entitled matter is assigned to be held on November 28, 1961 at 10 a.m., e.s.t., in Room 1087, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner William Cusick.

Dated at Washington, D.C., November 7, 1961.

[SEAL]

Francis W. Brown, Chief Examiner.

[F.R. Doc. 61-10823; Filed, Nov. 13, 1961; 8:49 a.m.]

# FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 14336-14340; FCC 61M-1752]

## ANTENNAVISION SERVICE CO., INC.

## **Order Scheduling Hearing**

In re applications of Antennavision Service Company, Inc., Docket No. 14336, File No. 657-C1-R-61, for renewal of the license for Station KPH82, a facility in the Domestic Public Pointto-Point Microwave Radio Service at Wildcat Peak, Arizona; Docket No. 14337, File No. 658-C1-R-61, for renewal of the license for Station KPH83, a facility in the Domestic Public Pointto-Point Microwave Radio Service at Jack's Peak, Arizona; Docket No. 14338, File No. 2326-C1-R-61, for renewal of the license for Station KOU61, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Hutch Mountain, Arizona; Docket No. 14339, File No. 2525-C1-ML-61, for a modification of license to cover a construction permit for additional facilities for Station KOU61 in the Domestic Public Point-to-Point Microwave Radio Service at Hutch Mountain, Arizona; Docket No. 14340, File No. 3699-C1-P-61, for a construction permit to increase power and change antenna at existing licensed station KOU61 in the Domestic Public Point-to-Point Microwave Radio Service at Hutch Mountain, Arizona.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 12, 1962, in

Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 9:00 a.m., Thursday, December 14, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 61-10825; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket No. 14348; FCC 61M-1755]

# ANTENNAVISION SERVICE CO., INC. Order Scheduling Hearing

In re applications of Antennavision Service Company, Inc., Docket No. 14348, File Nos. 4083/4084/4085/4086-C1-P-61; for construction permits to establish stations in the Point-to-Point Microwave Radio Service located respectively at Toro Peak, El Centro, 14 miles ESE of Holtville, and 8 miles SE of Ogilby, California.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 12, 1962, in Washington, D.C.; and: It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 9:00 a.m., Thursday, December 14, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 61-10826; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket No. 14316; FCC 61M-1744]

#### ARIZONA MICRO-WAVE SYSTEM CO.

## Order Scheduling Hearing

In re application of Arizona Micro-Wave System Company, Mule Mountain, Arizona, Docket No. 14316, File No. 1592—C1-R-61, for renewal of the license for Station KOU84, a facility in the Domestic Public Point-to-Point Microwave Radio Service.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 8, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 9:00 a.m., Tuesday, December 12, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION.

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 61-10827; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket Nos. 14321-14329, FCC 61M-1748]

## BLACK HILLS VIDEO CORP.

## Order Scheduling Hearing

In re applications of Black Hills Video Corporation, Docket No. 14321, File No. 223-C1-R-61, for renewal of the license for Station KAR42, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Fredericktown, Missouri; Docket No. 14322, File No. 361-C1-ML-61, for a modification of license to cover a construction permit for additional facilities for Station KAR42 in the Domestic Public Point-to-Point Microwave Radio Service at Fredericktown, Missouri; Docket No. 14323, File No. 338-C1-R-61, for renewal of the license for Station KKU98, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Davy, Texas; Docket No. 14324, File No. 752-C1-R-61, for renewal of the license for Station KAP22, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Weld County, Colorado; Docket No. 14325, File No. 753-C1-R-61, for renewal of the license for Station KAP23. a facility in the Domestic Public Pointto-Point Microwave Radio Service at Mitchell, Nebraska; Docket No. 14326, File No. 754-C1-R-61, for renewal of the license for Station KAP25, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Crawford, Nebraska; Docket No. 14327, File No. 755-C1-R-61, for renewal of the license for Station KOY47, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Albin, Wyoming: Docket No. 14328, File No. 756-C1-R-61, for renewal of the license for Station KAQ88, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Custer, South Dakota; Docket No. 14329, File No. 2697-C1-R-61, for renewal of the license for Station KKX74, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Muleshoe, Texas.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 23, 1962, in Washington, D.C.; and: It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 2:00 p.m., Wednesday,

December 13, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 61-10828; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket Nos. 14341-14344; FCC 61M-1753]

## COLLIER ELECTRIC CO.

## Order Scheduling Hearing

In re applications of Collier Electric Company, Docket No. 14341; File No. 848-C1-R-61, for renewal of the license for Station KAQ79, a facility in the Domestic Public Point-to-Point Micro-

wave Radio Service at Fort Morgan, Colorado; Docket No. 14342, File No. 849-C1-R-61, for renewal of the license for Station KAQ80, a facility in the Public Point-to-Point Microwave Radio Service at Sterling, Colorado; Docket No. 14343, File No. 2670-C1-R-61, for renewal of the license for Station KAQ81 a facility in the Domestic Public Point-to-Point Microwave Radio Service at Sidney, Nebraska; Docket No. 14344, File No. 2710-C1-R-61, for renewal of the license for Station KAS41, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Bridgeport, Nebraska.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 19, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 11:00 a.m., Wednesday, December 13, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-10829; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket No. 14315; FCC 61M-1743]

## DAKOTA MICROWAVE CO.

## Order Scheduling Hearing

In re application of Dakota Microwave. Company, Turkey Ridge, South Dakota, Docket No. 14315, File No. 1046-C1-R61; for renewal of the license for Station KAQ71, a facility in the Domestic Public Point-to-Point Microwave Radio Service.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 9, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 11:00 a.m., Tuesday, December 12, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-10830; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket No. 14320; FCC 61M-1747]

# GERACCHE & CO., INC. Order Scheduling Hearing

In re application of Geracche & Company, Incorporated, Connecticut Hill, New York, Docket No. 14320, File No. 1676-C1-R-61; For renewal of the license for Station KEG51, a facility in the Domestic Public Point-to-Point Microwave Radio Service.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled pro-

ceeding which is hereby scheduled to commence on January 18, 1962, in Washington, D.C.; and: It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 9 a.m., Friday, December 5, 1961

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 61-10831; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket Nos. 14334, 14335; FCC 61M-1751]

## MESA MICROWAVE, INC.

## Order Scheduling Hearing

In re applications of Mesa Microwave, Inc., Docket No. 14334, File No. 2843-C1-R-61, for renewal of the license for Station KLH35, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Silverton, Texas; Docket No. 14335, File No. 2844-C1-R-61, for renewal of the license for Station KLH36, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Memphis, Texas.

Memphis, Texas.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 17, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 2:00 p.m., Thursday, December 14, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

[F.R. Doc. 61-10832; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket No. 14347; FCC 61M-1754]

# MESA MICROWAVE, INC. Order Scheduling Hearing

In re applications of Mesa Microwave, Inc., Docket No. 14347, File Nos. 3664—C1-P-61, 3665—C1-P-61; for construction permits to establish stations in the Point-to-Point Microwave Radio Service at Pledger and Rhodes Ranch, Texas.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 17, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 2:00 p.m., Thursday, December 14, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,

Acting Secretary.

FR. Doc. 61-10833; Filed Nov. 13, 1961

[F.R. Doc. 61-10833; Filed, Nov. 13, 1961; 8:49 a.m.]

[Docket No. 14330; FCC 61M-1749]

## NEW YORK PENN MICROWAVE CORP.

#### Order Scheduling Hearing

In re application of New York Penn Microwave Corporation, Canisteo, New York, Docket No. 14330, File No. 2590-C1-R-61; for renewal of the license for Station KEG41, a facility in the Domestic Public Point-to-Point Microwave Radio Service.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 11, 1962, in Washington, D.C.; and: It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 9:00 a.m., Wednesday, December 13, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
BEN F. WAPLE,

[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-10834; Filed, Nov. 13, 1961; 8:50 a.m.]

[Docket Nos. 14331-14333; FCC 61M-1750]

## SUPERIOR COMMUNCATIONS CO., INC.

## **Order Scheduling Hearing**

In re applications of Superior Communications Co., Inc., Docket No. 14331, File No. 1710-Cl-R-61, for renewal of the license for Station KAQ73, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Virginia, Minnesota; Docket No. 14332, File No. 1711-Cl-R-61, for renewal of the license for Station KAQ74, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Kabetogama, Minnesota; Docket No. 14333, File No. 1712-Cl-R-61, for renewal of the license for Station KAQ75, a facility in the Domestic Public Point-to-Point Microwave Radio Service at Gheen, Minnesota.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 10, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in

[SEAL]

the proceeding will be convened by the presiding officer at 1:30 p.m., Tuesday, December 12, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS COMMISSION.

[SEAL]

BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-10835; Filed, Nov. 13, 1961; 8:50 a.m.]

[Docket No. 14317; FCC 61M-1745]

## WESTERN TV RELAY, INC.

## **Order Scheduling Hearing**

In re application of Western TV Relay, Inc., Weatherford, Oklahoma, Docket No. 14317, File No. 2985-C1-R-61; for renewal of the license for Station KLF85, a facility in the Domestic Public Point-to-Point Microwave Radio Service.

It is ordered, This 6th day of November 1961, that Asher H. Ende will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on January 22, 1962, in Washington, D.C.; and, It is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 1:30 p.m., Friday, December 15, 1961.

Released: November 7, 1961.

FEDERAL COMMUNICATIONS
COMMISSION,
BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 61-10836; Filed, Nov. 13, 1961; 8:50 a.m.]

[Canadian List 164]

#### **CANADIAN BROADCAST STATIONS**

# List of Changes, Proposed Changes, and Corrections in Assignments

OCTOBER 30, 1961.

Notification under the provisions of part III section 2 of the North American Regional Broadcasting Agreement. List of changes, proposed changes, and corrections in assignments of Canadian Broadcast Stations modifying appendix containing assignments of Canadian Broadcast Stations (Mimeograph #47214-3) attached to the Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting.

Call letters	Location	Power kw	Antenna	Sched- ule	Class	Expected date of commencement of operation
СВТ	Grand Falls, Newfoundland (48°57′02″ N.,55°37′38″ W).	540 kilocycles 10 kw 920 kilocycles	ND	บ .	II	EIO 10-15-62.
ClCl	Woodstock, New Brunswick.	1 kw	DA-1	U	III	Now in operation.
OKBW	Bridgewater, Nova Scotia	10 kw	DA-N '	υ.	n	EIO 10-15-62.
oksw	Swift Current, Saskatchewan.	1400 kilocyclés 1 kw D/0.25 kw N_	ND	υ	п	Do.

FEDERAL COMMUNICATIONS COMMISSION, BEN F. WAPLE, Acting Secretary.

[F.R.\_Doc. 61-10837; Filed, Nov. 13, 1961; 8:50 a.m.]

## FEDERAL POWER COMMISSION

[Docket Nos. G-15546, etc.1]

TEXACO, INC., ET AL.1

### Notice of Proceedings and Fixing Time for Intervention <sup>2</sup>

NOVEMBER 6, 1961.

Respondents in the above-entitled proceedings have heretofore filed proposed increased rates reflecting only reimbursement for the gas gathering tax of one cent per Mcf imposed upon said respondents by the State of Louisiana pursuant to Act No. 8 of 1958, as approved on June 16, 1958, amending Title 47 of the Louisiana Revised Statutes, 47 La. Rev. Stat. 1950, § 678. Respondents' proposed increased rates were suspended and thereafter were permitted to go into effect subject to refund.

By order issued February 21, 1961, in the above-entitled proceedings, the Commission required respondents to refund all tax reimbursement amounts collected subject to refund in these proceedings after the Section 678 tax was declared unconstitutional. However, on May 29, 1961, the Commission modified its order of February 21, 1961, as to all of the above-entitled proceedings by limiting respondents' obligation to refund to those amounts actually refunded by the State of Louisiana to the respective respondents. Subsequently, on August 30, 1961, the Commission reopened all of the above-entitled proceedings.

In denying motions for reconsideration by some respondents of the order issued August 30, 1961, the Commission in its order issued October 21, 1961, in Texaco Inc., et al., Docket Nos. G-15546, et al., stated that these proceedings were reopened because of lack of notice to interested parties of the Commission's actions herein. The Commission also stated:

To the end that all interested parties shall receive adequate notice, we shall have published in the FEDERAL REGISTER a notice stating that any interested party may file a petition to intervene in any of the proceedings reopened by the said order of August 30, 1961.

Take notice that notices of intervention or petitions to intervene may be filed in any of the above-entitled proceedings with Federal Power Commission, Washington 25, D.C., in accordance with the Commission's rules of practice and procedure on or before November 30, 1961.

JOSEPH H. GUTRIDE, Secretary.

#### APPENDIX A

Docket	F. A.
No.	Respondent
G-15546	Texaco Inc.
G-15547	Texaco Inc. (Operator) et al.
G-15548	Texaco Inc.
G-15549	Union Producing Co.
G-15550	Union Producing Co. (Operator)
	et al.

<sup>&</sup>lt;sup>1</sup>As noted in Appendix A hereof under columns entitled "Docket Nos." and "Respondents."

<sup>&</sup>lt;sup>2</sup> This notice does not provide for consolidation of the proceedings involved herein, nor should it be so construed.

#### NOTICES

Docket		Docket	F	Docket	
No.	Respondent	<i>No.</i> G-15628	Respondent H. L. Hawkins and H. L. Hawkins,	No.	Respondent M. H. Marr.
G-15551 G-15552	Shell Oil Co. Shell Oil Co. (Operator).	G-10020	Jr.	G-15733	
G-15553	Shell Oil Co. (Operator) et al.	G-15629	Placid Oil Co.		McCalman Drilling Co., Inc. et al.
G-15554	The Superior Oil Co. (Operator) et al.	G-15630 G-15631	J. R. Frankel et al. Williams Pressure Service.		Lee Kinnebrew et al. Monsanto Chemical Co.
G-15555	The Superior Oil Co.	G-15632	Sun Oil Co. (Operator) et al.	G-15738	Henry I. Schober et al.
G-15556	Cities Service Reserves, Inc.	G-15633	Sun Oil Co.	G-15739	Texaco Seaboard, Inc. D. B. McConnell et al.
G-15557 G-15558	Southwest Natural Production Co. Southwest Natural Production Co.	G-15634 G-15635	James Muslow et al. Gilbert S. Johnson.		Rebstock & Reeves Drilling Co.
G 10000	(Operator) et al.	G-15636	W. H. Hunt.	G-15742	Norman V. Kinsey, Jr. et al.
G-15559	Hawkins and Kelly. H. L. Hawkins et al.	G-15637	Haroldson L. Hunt, Jr., Trust Estate.		Sun Oil Co. C. H. Lyons, Sr., et al.
G-15560 G-15561	Amerada Petroleum Corp.	G-15638		G-15745	
G-15562	Amerada Petroleum Corp. (Oper-	G-15639		G-15746	
G-15563	ator) et al. Cities Service Production Co.		Frank J. Hall (Operator) et al. Pan American Petroleum Corp.	G-15747 G-15748	
	Cities Service Oil Co.		Gulf Oil Corp.	G-15749	
	Robert Mosbacher (Operator) et al.	G-15643	States Oil Co. et al.	C 15750	Nolan, d/b/a Munoco Co.
G-15566 G-15568	Skelly Oil Co. (Operator) et al. Mrs. Cordelia K. Crow et al.	G-15644	Crow Drilling & Producing Co. et al.	G-15750 G-15751	
G-15569	Murphy Corp.	G-15645	Maracaibo Oil Exploration Corp.		Phillips Petroleum Co. (Operator)
	Annie Norton et al. Continental Oil Co.	G-15646	(Operator) et al. Cities Service Reserves, Inc.	C 15752	et al.  Maracaibo Oil Exploration Corp.
	Hunt Oil Co.	G-15647	Cities Service Reserves, Inc. (Oper-	G-10700	-(Operator) et al.
G-15573	David Crow, Trustee et al.	G 15040	ator) et al.	G-15755	Socony Mobile Oil Co., Inc. (Oper-
	David Crow, Trustee.	G-15648 G-15650	The Superior Oil Co.  Pan American Petroleum Corp.	G-15757	ator) et al. The Hunter Co., Inc. (Operator)
G-15576		0 10000	(Operator) et al.	G-15758	General American Oil Co. of Texas
G-15577		G-15651	Amerada Petroleum Corp.	C	(Operator) et al.
G-15578 G-15579	Crow Center Petroleum Corp. et al L. E. Smith et al.	G-15652	Amerada Petroleum Corp. (Operator) et al.	G-15769 G-15760	W. C. Feazel (Operator) et al. Texas Gulf Producing Co. (Oper-
G-15580	H. L. Hunt	G-15653	Cities Service Production Co. (Op-		ator) et al.
	Hassie Hunt Trust.	G-15655	erator) et al. Placid Oil Co. et al.	G-15761	Benedum-Trees Oil Co. (Oper-
G-15582 G-15583		G-15656		G-15762	ator) et al. Vanson Production Corp. (Oper-
	for C. H. Lyons, Sr. et al.	G-15657			ator) et al.
	E. J. Hudson et al. Grey-Wolf Drilling Co.	G-15658 G-15659	Lamar Hunt. Claude M. Langton, Trustee.	G-15763	Continental Oil Co. (Operator)
G-15586		G-15660	J. R. Goff, Trustee.	G-15764	et al. Hurley Oil & Gas Co. (Operator)
G-15587		G-15661	Union Producing Co.		et al.
G-15588 G-15589	Secure Trusts. Sohio Petroleum Co. (Operator)	G-15662 G-15663	Sinclair Oil & Gas Co. Southwest Gas Producing Co., Inc.	G-15766	Forrest Oil Corp. (Operator) et al. et al.
	et al.		et al.	G-15767	M. F. McCain (Operator) et al.
	Petrol Production Co.	G-15664 G-15665	Southwest Gas Producing Co., Inc. G. H. Vaughn Production Co. (Op-	G-15768	
	Bel Oil Corp. Bel Oil Corporation (Operator)		erator) et al.	G-15769 G-15770	
	et al.	G-15666	Spartan Drilling Co. Inc., Agent		et al.
G-15593 G-15594	Sunray Mid-Continent Oil Co. Sunray Mid-Continent Oil Co.	G-15667	(Operator) et al. Kerr-McGee Oil Industries, Inc.	G-15771	Gulf Oil Corp. (Operator) et al. Pan American Petroleum Corp.
	Sam Sklar (Operator) et al.	G-15668	Kerr-McGee Oil Industries, Inc.	G-19180	(Operator) et al.
	Phillips Petroleum Co.	C 15000	(Operator) et al.		Ameranda Petroleum Corp.
G-19997	Phillips Petroleum Co. (Operator) et al.	G-15669 G-15670	George Parker et al. Leonard W. Phillips et al.	G-15782 G-15783	L. L. Robinson. Lamar Hunt Trust Estate.
	Forest Oil Corp.	G-15671	J. R. Butler.		William Herbert Hunt Trust Es-
	Forest Oil Corp. (Operator) et al. H. L. Hawkins and H. L. Hawkins,	G-15672 G-15673	Sam Sklar. Sam Sklar, Trustee (Operator) et	·C 15705	tate.
G-15000	Jr.	G-13073	al.	G-15785 G-15786	
	L. L. Robinson.		Delta Caribbean Oil Corp.	G-15803	Humble Oil & Refining Co.
G-15602 G-15603	Crown Central Petroleum Corp. Murphy Corp.	G-15675 G-15676	Norman V. Kinsey, Jr. M. B. Chastain et al.		Gulf Oil Corp. (Operator) et al. Gulf Oil Corp.
G-15604	Murphy Corp. (Operator) et al.	G-15677	General American Oil Co. of Texas.		Delta Drilling Co.
G-15605 G-15606	Murphy Corp. et al. Ohio Oil Co. (Operator) et al.	G-15678 G-15679	The Atlantic Refining Co. The Atlantic Refining Co. (Opera-	G-15833	Union Texas Natural Gas Corp.
G-15607		G~10019	tor) et al.	G-15834 G-15835	R. H. Goodrich. Sohio Petroleum Co.
G-15608	Austral Oil Co., Inc. (Operator)	G-15680	Texaco Seaboard, Inc.	G-15836	The California Co. (Operator)
G-15609	et al. Oil Participations, Inc	G-15681	Wheless Drilling Co. (Operator) et al.	G-15837	et al. The California Co.
G-15610	Oil Participations, Inc. et al.	G-15682	General American Oil Co. of Texas	G-15838	Hiawatha Oil & Gas Co.
G-15611 G-15612		C 15000	(Operator) et al. Humble Oil & Refining Co.	G-15839	Texas Gulf Producing Co.
	The British American Oil Pro-				Plymouth Oil Co. Midwest Oil Corp.
	ducing Co.	G-15685	Willard E. Walker.		Midwest Oil Corp. (Operator)
G-15614 G-15615	Rimrock Tidelands, Inc. States Oil Co., Inc.	G-15686	Cuban American Oil Co. (Operator) et al.	C 15049	et al. Warren Petroleum Corp.
G-15616	States Oil Co. (Operator) et al.	G-15687	Humble Oil & Refining Co.		Monsanto Chemical Co.
G-15617	Drilling & Exploration Co., Inc.	G-15718	Humble Oil & Refining Co.	G-15845	Bert Fields et al.
G-15618	(Operator) et al.  John W. Mecom d/b/a Mecom	G-15719 G-15720	The Atlantic Refining Co. Tidewater Oil Co.	G-15846 G-15847 G-15848	Union Oil Co. of California. Union Oil Co. of California et al.
	Petroleums.	G-15721	I minipo I outojo ami o oj.	G. 10010	betterson mano barpatar co.
G-15619 G-15620			Sunray-Midcontinent Oil Co. Socony Mobile Oil Co., Inc.	G-15849	Morris Rauch et al. Jefferson Lake Sulphur Co. (Oper-
G-15621	Tidewater Oil Co. (Operator) et al.		Norton F Wilson	G-19990	ator) et al.
G-15622	Estate of Lydia Bunker Hunt.	G-15725	J. I. Roberts.	G-15851	Monsanto Chemical Co. (Operator)
	Lamar Hunt Trust Estate. William Herbert Hunt Trust Estate.	G-15726 G-15727	Harry W. Bass.	G_15959	et al. J. P. Owen (Operator) et al.
	William Herbert Hunt Trust Estate	G-15728	7 D Butlon & Co at al	C 15050	Callurand and Muore
G_15000	d/b/a Park Pipe Line.	G-15729	Texas Gulf Producing Co.	G-15854	Charles B. Wrightsman.  Hope Producing Co. (Operator)  et al.
G-15627	Nelson Bunker Hunt Trust Estate. Estate of William G. Helis.	G-19730	Robert Mossbacker.	G-19895	et al.

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Docket		Docket
No	Respondent	No.
G-15856	McIntyre Oil Co.	G-16039
G-15857	Crescent Oil & Gas Corp.	G-16040
G-15858	Republic Natural Gas Co.	G-16041
G-15859 G-15860	Newmont Oil Co. Lyons and Logan et al.	G-16042
G-15861	Texas Gas Exploration Corp.	G-10042
G-15862	Paul M. Raigorodsky.	G-16043
G-15863	Plymouth Oil Co. (Operator) et al.	
G-15864	M. Anisman, Trustee.	G-16044
G-15865	J: R. Butler.	G-16045
G-15866	J. M. Flaitz and R. B. Mitchell (Operator) et al.	G-16046
G-15867	Sinclair Oil & Gas Co.	G-16047 G-16048
G-15868	The Pure Oil Co.	G-16049
G-15869	M. H. Marr.	G-16050
G-15870	Tidewater Oil Co.	G-16051
G-15871	Bert Fields (Operator) et al.	G-16052
G-15872 G-15873	Ted Weiner et al. Trice Production Co.	G-16053 G-16055
G-15874	T. L. James & Company Inc. et al.	G-16057
G-15875	J. I. Roberts.	G-16058
G-15876	Marshall R. Young et al.	G-16059
G-15925	Kerr-McGee Oil Industries, Inc.	G-16060
G-15926	General American Oil Co. of Texas.	G-16061
G-15927 G-15928	M. H. Marr. Oil Participations Inc.	G-16062 G-16063
G-15929	Petroleum Leaseholds, Inc. et al.	G-16064
G-15930	Jack W. Grigsby.	G-16065
G-15931	Crescent Production Co., Inc. et al.	G-16066
G-15932	Crescent Production Co., Inc.	G-16067
G-15933	General Crude Oil Co.	<b>a</b> *****
G-15934	A. J. Hodges Industries, Inc. (Op-	G-16068
G-15935	erator) et al. M. L. Mayfield et al.	G-16069 G-16070
G-15936	C. H. Lyons, Sr. et al.	G-16071
G-15937	J. I. Roberts.	G-16072
G-15938	P. R. Rutherford.	G-16074
G-15939	Francis W. Scott.	
G-15940	Sinclair Oil & Gas Co.	G-16075
G-15941 G-15942	Harway Producers, Inc.	G-16076 G-16077
G-15943	John Franks (Operator) et al. Humble Oil & Refining Co.	G-10011 .
G-15944	C. H. Lyons, Sr. (Operator) et al.	G-16079
G-15945	Monsanto Chemical Co. (Óperator)	G-16115
	et al.	G-16116
G-15947	Union Texas Natural Gas Corp.	G-16121
G-15948	D. B. McConnell (Operator) et al.	G-16129
G-15949 G-15950	United Carbon Co. F. A. Callery, Inc. (Agent) et al.	G-16181
G-15951	J. F. Pritchard.	G-16182
G-15952	Wilber J. Holleman.	G-16184
G-15953	W. E. Walker and J. R. Meeker.	G-16185
G-15954	C. A. Hilburn et al.	G-16186
G-15955 G-15956	Hurley Oil & Gas Co. et al. F. A. Callery, Inc. et al.	G-16239
G-15957	F. A. Callery, Inc. (Operator) et al.	G-16241
G-15958	Sohio Petroleum Co.	G-16242
G-15959	J. I. Roberts.	G-16243
G-15960	Pioneer Oil & Gas Co Inc. et al.	G-16244
G-15961	N. L. Adams, Sr. et al.	G-16245
G-15962	Bateman Drilling Co. (Operator) et al.	G-16246 G-16248
G-15963	M. L. Mayfield.	G-16250
G-15966	J. C. Trahan, Drilling Contractor,	
	Inc.	G-16252
G-15967	J. C. Trahan, Drilling Contractor,	G-16318
C-15069	Inc. (Operator) et al.	G-16319
G-15968 G-15969	J. C. Trahan (Operator) et al. The Atlantic Refining Co.	G 16220
G-15970	The British-American Oil Pro-	G-16320 G-16321
	ducing Co.	G 10011
G-15971	Herman Brown.	G-16322
G-15972	Columbian Carbon Co.	G-16323
G-15973	James M. Cunningham (Operator) et al.	G-16324
G-15974	Vernon Elledge and W. E. Hall, Jr.	G-16325
G-15975	Slick Oil Corp.	G-16326
G-15976	Delta Drilling Co.	G-16327
G-16023	Union Texas Natural Gas Corp.	G-16328
G-16024	Oil.Participations Inc.	G-16329
G-16025 G-16032	Jones-O'Brien, Inc. et al. Jesse M. Brooks et al.	G-16334
G-16032 G-16033	The Atlantic Refining Co.	G-16335
G-16034	The Atlantic Refining Co. (Oper-	G-16336 G-16338
	ator) et al.	G-16340
G-16035	Mid-Land Petrochemical Co.	G-16341
G-16036	The Lincoln-Converse Co.	G-16342
G-16037 G-16038	R. S. Barnwell, Jr. (Operator).	G-16343
G-16038	J. C. Trahan (Operator) et al.	

	Docket	
	No.	Respondent
•	G-16039	The F O Corp.
	G-16040	M. Ascher et al.
	G-16041	Sunray Mid-Continent Oil Co
		(Operator) et al.
	G-16042	Petroleum Leaseholds Inc. (Opera-
		tor) et al.
	G-16043	Vincent & Welch Inc. (Operator)
	C 10044	et al.
	G-16044	Vincent & Welch Inc. et al.
	G-16045 G-16046	J. S. Rushing. M. P. O'Meara et al.
	G-16047	Rycade Oil Corp.
	G-16048	Austin E. Stewart et al.
	G-16049	Carter-Jones Drilling Co.
	G-16050	A. J. Hodges Industries Inc.
	G-16051	T. L. James & Co. Inc.
	G-16052	Hudson Gas & Oil Corp., et al.
	G-16053	Sunray Mid-Continent Oil Co.
	G-16055	Harway Producers Inc.
	G-16057	Eulalie M. Nobles et al.
	G-16058	Cuban American Oil Co.
	G-16059	Joseph M. Jones (Operator) et al.
	G-16060	Sohio Petroleum Co.
	G-16061	W. H. Cocke.
	G-16062	Crescent Oil & Gas Corp.
	G-16063	H. S. Cole, Jr. et al.
	G-16064 G-16065	J. Ray McDermott & Co., Inc.
	G-16066	Pan American Petroleum Corp.
	G-16067	Pan American Petroleum Corp. Pan American Petroleum Corp
	G-10001	(Operator) et al.
	G-16068	F. A. Callery, Inc. et al.
	G-16069	F. A. Callery, Inc. (Agent) et al.
•	G-16070	F. A. Callery, Inc. et al.
	G-16071	Mar-Tex Oil & Gas Co., et al.
	G-16072	Howell & Howell (Operator) et al
	G-16074	Union Oil Co. of California
		(Operator).
	G-16075	United Carbon Co.
	G-16076	The Atlantic Refining Co.
	G-16077	Cheyenne Oil Corp. of Delaware
	~	(Operator) et al.
	G-16079	C. H. Lyons, Sr. et al.
	G-16115 G-16116	Warren Petroleum Corp. Harold L. Woods et al.
	G-16121	Southwest Natural Production Co
	G-16129	Marshall R. Young (Operator)
	G 10120	et al.
	G-16181	Norman V. Kinsey Jr. et al.
	G-16182	Amerada Petroleum Corp.
	G-16184	J. I. Roberts.
	G-16185	J. I. Roberts.
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et al.

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[F.R. Doc. 61-10783; Filed, Nov. 13, 1961;
                  8:45 a.m.1
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# SECURITIES AND EXCHANGE COMMISSION

[File No. 813-22]

I.B.T., INC.

### Notice of Filing of Application for Exemption of Closed-End Investment Company

**NOVEMBER 6, 1961** 

Notice is hereby given that I.B.T., Inc., Winston-Salem, N.C., a corporation organized under the laws of the State of North Carolina, has filed an application pursuant to section 6(d) of the Investment Company Act of 1940 ("Act") and Rule 6d-1 thereunder, for an order of the Commission exempting it from the provisions of the Act. I.B.T., Inc. has agreed that it will accept and be subject to any specified provisions of the Act if the Commission deems it necessary or appropriate in the public interest or for the protection of investors that it should be so subject.

I.B.T., Inc. is a closed-end, non-diversified management company as defined in the Act and was organized on July 13, 1961. Its authorized capital consists of 100,000 shares of \$1 par value common stock. Applicant has issued no shares and has no securities outstanding. It proposes to offer 20,000 shares of capital stock solely to residents of the State of North Carolina at an offering price of \$4 per share, or an aggregate of \$80,000, less an underwriting discount of 10 percent to net applicant \$72,000.

Applicant proposes to confine its investments principally to primary and secondary offerings of common stocks or similar vehicles of equity capital and in special equity situations with emphasis being placed on long-term capital appreciation. Investments will not generally be made in bonds or preferred stocks unless they are convertible into common equities.

Section 6(d) of the Act provides, in substance, that the Commission by order upon application shall exempt a closedend investment company from any or all provisions of the Act, but subject to such terms and conditions as may be necessary or appropriate in the public interest or for the protection of investors, if the aggregate sums received from the sale of all its securities, outstanding and proposed to be offered, do not exceed \$100,000 and if the sale of its securities is restricted to the residents of the state of its organization.

Section 6(e) of the Act provides that if, in connection with any order exempting any investment company from any provision of section 7, the Commission deems it necessary or appropriate in the pwblic interest or for the protection of investors that certain specified provisions of the Act pertaining to registered investment companies shall be applicable in respect to such company, the provisions so specified shall apply to such company, and to other persons in their transactions and relations with such company, as though such company were a registered investment company.

The Division of Corporate Regulation has recommended that exceptions be granted Applicant from the following provisions of the Act and the respective rules and regulations promulgated under each of such provisions and that Applicant and other persons in their transactions and relations with Applicant shall be subject to all other provisions of the Act and rules thereunder as though Applicant were a registered investment company:

Section 7; section 8(b), except the requirements to file the information required by Items 3, 4 and 5 of Form N-8B-1 and to report to the Commission amy changes thereafter in respect thereof; section 14; section 20(a); section 23(c); section 24(d) insofar as such section makes inapplicable the provisions of section 3(a)(11) of the Securities Act of 1933 to any securities of a registered investment company; section 30(a); section 30(b), except that applicant shall, pursuant to section 30(b) (2), file with the Commission copies of all reports sent to stockholders pursuant to section 30(d), of which the annual report to stockholders shall be accompanied by a certificate of independent public accountants pursuant to section 30(e); section 30(f), to the extent that the subject persons shall not be required to file reports more than once each six months; and section 32(a); provided, that the Applicant shall continue to comply with the provisions of sections 6(d)(1) and 6(d)(2) of the Act and shall at all times maintain its classification as a closed-end company as defined in section 5(a) (2) of the Act.

Notice is further given that any interested person may not later than November 20, 1961, at 5:30 p.m., submit to the Commission in writing any facts bearing upon the desirability of a hearing on the matter and may request that a hearing be held, such request stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, the application may be granted as provided in Rule O-5 of the rules and regulations promulgated under the Act.

By the Commission.

[SEAL] ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 61-10814; Filed, Nov. 13, 1961; 8:48 a.m.]

[File No. 812-1402]

# IOWA INTERESTS CORP. Notice of Filing of Application

NOVEMBER 7, 1961.

Notice is hereby given that Iowa Interests Corporation, of Des Moines, Iowa, a corporation organized and existing under the laws of the State of Delaware, and a closed-end, non-diversified management investment company registered under the Investment Company Act of 1940 ("Act"), has filed an application pursuant to section 17(b) of the Act for an order of the Commission exempting from the provisions of section 17(a) of the Act its proposed consolidation and merger with International Bank. All interested persons are referred to the application on file with the Commission for a complete statement thereof.

Iowa Interests is a holding company whose only significant assets consist of 10,000 shares (100 percent) of the common stock of Hawkeye Interests Corporation, 10,000 shares (100 percent) of the common stock of United Interests Corporation, and \$1,400,000 principal amount of 5 percent convertible debentures of International Bank. In turn, Hawkeye Interests owns 16,000 shares (36.4 percent) of the common stock of Hawkeye-Security Insurance Company, and United Interests owns 40,000 shares (5 percent) of the common stock of United Services Life Insurance Company, such holdings constituting the only significant assets of Hawkeye Interests and United Interests, respectively.

International Bank is a corporation organized and existing under the laws of the State of Arizona, with its principal office and place of business in Washington, D.C. It has filed an application, which is currently the subject of proceedings before the Commission, for an order pursuant to section 3(b) (2) of the Act declaring that it is primarily engaged in a business or businesses other than that of investing, reinvesting, owning, holding, or trading in securities, either

directly, or through majority-owned subsidiaries, or through controlled companies conducting similar types of business (File No. 812-1372). Pending the determination of such latter application, the Commission issued an order pursuant to sections 6(c) and 6(e) of the Act which, among other things, made certain provisions of the Act, including section 17 thereof, applicable as though International Bank were a registered investment company (Investment Company Act Release No. 3297, July 24, 1961).

International Bank owns 28,000 shares of the common stock of Iowa Interests and \$1,120,000 principal amount of 5 percent debentures of Iowa Interests, such ownership representing 50 percent of each class of the latter corporation's issued and outstanding securities. Certain affiliated persons of International Bank own additional beneficial interests in Iowa Interests.

It is proposed that Iowa Interests and International Bank be consolidated and merged, with International Bank as the surviving corporation. International Bank will cancel its holdings of Iowa Interests common stock and debentures. In return, International Bank will receive 100 percent of the stock of Hawkeye Interests, 100 percent of the stock of United Interests, and \$1,400,000 principal amount of International Bank 5 percent covertible debentures, which debentures will be cancelled. International Bank will then issue 647,225 shares of original issue common stock to the security-holders of Iowa Interests other than International Bank in exchange for and in cancellation of their holdings in Iowa Interests, with 16.5712 shares of International Bank stock to be given for each share of Iowa Interests stock, and with 16.36 shares of International Bank stock to be given for each \$100 principal amount of Iowa Interests debentures, all computed to the nearest even share.

It is stated that the respective boards of directors of the two corporations determined the valuation of the securities involved and their ratio of exchange in the following manner:

- (1) As to the Hawkeye Interests stock, by an appraisal of Hawkeye-Security stock as of December 31, 1959 made by Alfred M. Best Company, Inc., which appraisal indicated an equity or net asset value of \$125.40 per share of Hawkeye-Security:
- (2) As to the United Interests stock, by the market value of United Services stock during November, 1960: \$54.6125 per share (at which time, prior to a 33½ percent stock dividend paid on May 26, 1961, United Interests owned 30,000 shares of United Services stock):
- (3) As to the International Bank 5 percent convertible debentures, by the market value of International Bank common stock receivable upon conversion thereof;
- (4) As to the International Bank common stock, by the market value of such stock during November, 1960: \$6.1125 per share:
- (5) For purposes of (2), (3) and (4) supra, "market value" was determined by striking a mean between bid and asked

quotations in the over-the-counter market during November, 1960.

It is represented that the basis for purposes of Federal income taxation of Hawkeye Interests stock owned by Iowa Interests is \$493,027.79, and that that of United Interests stock owned by Iowa Interests is \$123,000. In the opinion of counsel to Iowa Interests, the consolidation would not result in the recognition of capital gain or loss to Iowa Interests, International Bank, or the stockholders of either corporation. The surviving corporation, International Bank, would use as its basis for the stock of Hawkeve Interests and United Interests the same basis that such stock had in the hands of Iowa Interests.

It is further represented that informal negotiations between the officers of Iowa Interests and International Bank in December, 1960 resulted in tentative agreement as to the terms of the consolidation agreement to be submitted to the respective boards of directors. The board of directors of Iowa Interests entered into the consolidation agreement on March 1, 1961, and the shareholders of Iowa Interests unanimously consented thereto on May 23, 1961. It is similarly represented that the board of directors of International Bank on December 13, 1960 authorized the submission of the instant application, and on April 6, 1961 authorized the execution of the consolidation agreement, which agreement (dated April 18, 1961) was duly adopted by vote of International Bank shareholders on May 23, 1961.

Certain information is submitted as to valuations per share of the common stock of International Bank and United Services (the mean of bid and asked quotations in the over-the-counter market), and as to appraised valuation per share of the common stock of Hawkeye-Security, as follows:

Date	Int'l	United	Hawkeye-
	Bank	Services	Security
Oct. 31, 1960	\$6. 625	\$56.50	1 \$135. 55
	6. 1125	54.6125	(2)
	5	60.50	\$ 141. 78
	5. 625	113	(2)
	5. 50	97	1 213. 92
	7. 625	128	(2)

Denotes appraisal by William L. Cobb, president of Iowa Interests, made in accordance with formula used by Aifred M. Best Co., Inc.
 Not available.
 Denotes appraisal by Aifred M. Best Co., Inc.

It appears that the ratio of exchange provided for an approximate equivalence in value of the securities to be acquired by International Bank and those to be issued by it as a result of the proposed transaction, based upon the valuations stated to have been employed in the negotiations, if no effect be given to the assumption by International Bank of a potential Federal capital gains tax liability on the unrealized appreciation inherent in the securities to be acquired by it. It further appears that subsequent market developments, in accordance with the valuation information submitted, have resulted in a significant disparity in value, International Bank benefiting under the ratio of exchange to the extent of such disparity.

Section 17(a) of the Act, as here pertinent, prohibits certain transactions between a registered investment company and affiliated persons thereof. The affiliations of the several parties to the proposed consolidation are such as to cause it to be prohibited thereby. Under section 17(b) of the Act, the Commission shall grant an application for exemption of a proposed transaction from the provisions of section 17(a) if it finds that the terms of the proposed transaction are reasonable and fair and do not involve overreaching on the part of any person concerned; that the proposed transaction is consistent with the policy of each registered investment company concerned; and that it is consistent with the general purposes of the Act.

Notice is further given that any interested person may, not later than November 24, 1961 at 12:00 noon, submit to the Commission in writing a request for a hearing on the matter, accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

It is ordered that the Secretary of the Commission shall give notice of the filing of this application by mailing copies of this notice by registered mail to Iowa Interests Corporation and to International Bank, and that Iowa Interests Corporation shall cause a copy of this notice to be mailed on or before November 11, 1961 to each of its security holders (insofar as the identity of such security holders is known or available to it) at his last known address.

By the Commission.

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 61-10815; Filed, Nov. 13, 1961; 8:48 a.m.]

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PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         592       10553         595       10553         596       10553         597       10553         598       10553         599       10553         600       10553         601       10553         602       10553         605       10553         606       10553         737       10353         739       10353         765       10591         33 CFR         3       10343         67       10343	206
PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         592       10553         596       10553         597       10553         599       10553         599       10553         600       10553         601       10553         605       10553         606       10553         737       10353         739       10353         765       10591         33 CFR       10343         67       10343         203       10445         204       10278	206
PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         592       10553         595       10553         596       10553         597       10553         598       10553         599       10553         600       10553         601       10553         602       10553         605       10553         606       10553         737       10353         739       10353         765       10591         33 CFR         3       10343         67       10343         203       10445	206
PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         592       10553         596       10553         597       10553         599       10553         599       10553         600       10553         601       10553         605       10553         606       10553         737       10353         739       10353         765       10591         33 CFR       10343         67       10343         203       10445         204       10278	206
PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         595       10553         596       10553         597       10553         598       10553         599       10553         600       10553         601       10553         602       10553         606       10553         606       10553         737       10353         765       10591         33 CFR       10343         203       10445         204       10278         35 CFR       10353	206
PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         595       10553         596       10553         597       10553         599       10553         600       10553         601       10553         602       10553         605       10553         606       10553         737       10353         739       10353         765       10591         33 CFR       10343         203       10445         204       10278         35 CFR	206
PROPOSED RULES:  24	32 CFR         507       10509         590       10553         591       10553         595       10553         596       10553         597       10553         598       10553         599       10553         600       10553         601       10553         602       10553         606       10553         606       10553         737       10353         765       10591         33 CFR       10343         203       10445         204       10278         35 CFR       10353	206